

FEDERAL REGISTER

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Rules and Regulations

Title 6—AGRICULTURAL CREDIT

Chapter V—Agricultural Marketing Service, Department of Agriculture

SUBCHAPTER B—EXPORT AND DOMESTIC CONSUMPTION PROGRAMS

PART 519—FRESH IRISH POTATOES

Subpart—Fresh Irish Potatoes-Livestock Feed Diversion Program CMD 3a

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- 519.221 Amendment and termination.

AUTHORITY: §§ 519.201 to 519.221 issued under sec. 32, 49 Stat. 774, as amended; 7 U.S.C. 612c.

§ 519.201 General statement.

In order to encourage the domestic consumption of fresh Irish potatoes produced in the continental United States by diverting them from normal channels of trade and commerce, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, offers to make payment for the diversion of 1961 crop potatoes for use as livestock feed, subject to the terms and conditions hereinafter set forth. Information relating to this program and forms prescribed for use hereunder may be obtained from the following:

Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C.

State Agricultural Stabilization and Conservation Committees in the respective States.

County Agricultural Stabilization and Conservation Committees in the respective counties.

§ 519.202 Administration.

The program provided for in this part will be administered under the general direction and supervision of the Director, Fruit and Vegetable Division, Agricultural Marketing Service, and in the field will be carried out by the Agricultural

Stabilization and Conservation Service through the Agricultural Stabilization and Conservation State Committees and Agricultural Stabilization and Conservation County Committees hereinafter referred to as State and County Committees. Each State Committee will authorize one or more employees of the State Committee to act as representatives of the United States Department of Agriculture, hereinafter referred to as USDA, to approve applications for participation. State and County Committees or their authorized representatives do not have authority to modify or waive any of the provisions of this subpart or any amendments or supplements to this subpart.

§ 519.203 Area.

This program will be effective in such States or areas as may be designated from time to time by the Director, Fruit and Vegetable Division, Agricultural Marketing Service, U.S. Department of Agriculture. Information with respect to the areas designated may be obtained from the offices listed in § 519.201.

§ 519.204 Period of program.

This program will be effective from the date of this announcement and continue until further notice, but in any event not later than April 30, 1962.

§ 519.205 Rate of payment.

The rate of payment per 100 pounds of potatoes which meet the requirements of Specification A as defined in § 519.211 and which are diverted as prescribed in § 519.210 will be 60 cents for potatoes diverted during the months of September, October, November, and December, 1961; 40 cents during the months of January and February 1962; and 30 cents during the months of March and April 1962. No payment will be made for any fractional part of 100 pounds and such quantities shall be disregarded.

§ 519.206 Eligibility for payment.

Payments will be made under this program to any individual, partnership, association, or corporation located in the continental United States, (a) who executes and files an application for participation on the prescribed forms, (b) whose application is approved, (c) who diverts fresh Irish potatoes within the State and county specified in the approved application, directly or through any other person or persons, (d) who files claim as provided in § 519.214 and (e) who otherwise complies with all the terms and conditions of this subpart.

§ 519.207 Application and approval for participation.

Persons desiring to participate in this program must submit a written application on Form CSS-117 or ASCS-117 "Application for Participation in Fresh Irish Potato Livestock Feed Diversion

Program." Each applicant must submit a performance bond as provided in § 519.208. Applications and bonds should be submitted to the County ASCS Office for the county within which the potatoes are to be diverted. Applications will be forwarded to the State ASCS Office and will be considered in the order received in the respective areas and in accordance with the availability of funds. Applicants will be notified of the approval or non-approval of their application. Approved applications may be modified or amended with the consent of the applicant and the duly authorized representative of the State Committee: *Provided*, That such modification or amendment shall not be in conflict with the provisions of this subpart or any amendment or supplements hereto. An approved applicant is hereinafter referred to as "the diverter."

§ 519.208 Performance bond.

Each applicant shall submit with his first application for participation a performance bond as further assurance that the potatoes diverted pursuant to this program will be used exclusively for feeding to livestock by methods prescribed in § 519.213. The bond shall be executed on Form CSS-119 or ASCS-119, "Performance Bond", by the principal and two individual sureties, all of whom shall agree to indemnify the USDA for any losses, claims, or payments made by USDA with respect to any quantity of such potatoes not used for livestock feed. The USDA may disapprove any bond if for any reason any surety does not in the opinion of USDA afford USDA full protection and security.

§ 519.209 Period of diversion.

The potatoes in connection with which payments are to be made must be diverted (a) after the date of approval of the diverter's application, (b) within the time period specified in the approved application, and (c) in any event on or before April 30, 1962.

§ 519.210 Definition of diversion.

Diversion of potatoes for use as livestock feed as used herein means the initial processing of potatoes for feeding to livestock by ensiling, or by cutting, chopping, slicing, gouging, crushing, or cooking to the degree that (a) a minimum of 90 percent of the potatoes which are 2 inches in diameter or larger have been seriously damaged to such an extent that they will not meet the requirements of U.S. No. 2 quality, and (b) the general appearance of the lot as a whole has been seriously damaged to such an extent that, in the opinion of the inspector, the potatoes are readily and obviously identifiable as having been initially processed and rendered unsuitable to enter into normal channels of trade and commerce as potatoes.

§ 519.211 Diversion specifications.

Potatoes in connection with which payments will be made must meet the requirements of "Specification A" which is hereby defined as meaning potatoes which are equal to or better than the quality requirements of U.S. No. 2 grade, and which have either a minimum diameter of 2 inches or a minimum weight of 4 ounces, with no tolerance being allowed for defects or undersize. Long varieties of potatoes which by clipping ends or second growth could be made to meet the quality requirements of U.S. No. 2 grade need not be so clipped to be classed Specification A but the portions which customarily would be clipped off shall not be considered as meeting the requirements of Specification A and this weight shall be deducted in determining the weight of those potatoes in the lot which do meet the requirements of Specification A.

§ 519.212 Inspection and certificate of diversion.

Prior to diversion the potatoes shall be inspected by an inspector authorized or licensed by the Secretary of Agriculture to inspect and certify the class, quality, and condition of fresh Irish potatoes. The diverter shall be responsible for requesting and arranging for inspection sufficiently in advance of the diversion so that the inspector can be present to determine the proportion of potatoes in each lot which meet the quality requirements of Specification A. The inspector shall also verify the quantity of potatoes being diverted and that such potatoes have been diverted as defined in § 519.210. The diverter shall furnish such scale tickets, weighing facilities, or volume measurements as determined by the inspector to be necessary for ascertaining the net weight of the potatoes being diverted. The cost of inspecting, verifying the quantity, certifying that diversion has been performed, and issuing certificates thereof shall be borne by the diverter. Certificates shall be prepared on Form CSS-118 or ASCS-118 "Invoice and Certificates of Inspection and Diversion."

§ 519.213 Methods of feeding.

The feeding of potatoes to livestock shall be accomplished by the following methods:

(a) Feeding in barns or feed lots directly from troughs, bunkers, bins, or other suitable feeding receptacle;

(b) Spreading on pasture land where livestock are grazing, but the rate of spreading during any seven-day period shall not exceed 500 pounds of potatoes per head of cattle or horses or 250 pounds per head of sheep or swine; or

(c) Utilizing the potatoes for livestock feed after dehydration through a process of alternate freezing and thawing. This method may be followed only in areas suitable for this process as may hereafter be approved by the Director, Fruit and Vegetable Division. The potatoes must be initially processed as specified in § 519.210 and in addition to other program requirements, the following special terms and conditions will be applicable:

(1) The potatoes must be spread on pasture consisting of sod or other grass-land and the land must be fenced. The potatoes may not be spread on land under the Soil Bank Program or on land consisting of diverted acreage under the Feed Grain Program or the Wheat Stabilization Program. The land on which the potatoes are spread may not be plowed or otherwise cultivated until it is determined by USDA that adequate pasturing by livestock has taken place.

(2) The potatoes may be spread no deeper than 4 inches at any point.

(3) Diversion payments will be computed at the rate in effect at the time of initial processing and spreading but payment to diverters by USDA will not be made until it is determined by USDA that adequate pasturing by livestock has taken place.

(4) Spreading must take place on or before February 28, 1962.

§ 519.214 Claim for payment.

In order to obtain payment the diverter must submit a properly executed "Invoice and Certificates of Inspection and Diversion," Form CSS-118 or ASCS-118, to the State ASCS Office which approved his application. All such claims shall be filed not later than one calendar month after the termination date of the applicable diversion authorization.

§ 519.215 Compliance with program provisions.

If USDA determines that any quantity of potatoes diverted under this program was not used exclusively for livestock feed purposes, whether such failure was caused directly by the diverter or by any other person or persons, the diverter shall not be entitled to diversion payments in connection with such potatoes, shall refund to USDA any payment made in connection with such potatoes, and shall be liable to USDA for any other damages incurred as a result of such failure to use the potatoes exclusively for livestock feed purposes. USDA may deny any diverter the right to participate in this program or the right to receive payments in connection with any diversion previously made under this program, or both, if USDA determines that:

(a) The diverter has failed to use or caused to be used any quantity of potatoes diverted under this program exclusively for livestock feed purposes, whether such failure was caused directly by the diverter or by any other person or persons, (b) the diverter has not acted in good faith in connection with any transaction under this program, or (c) the diverter has failed to discharge fully any obligation assumed by him under this program. Persons making any misrepresentation of facts in connection with this program for the purpose of defrauding USDA will be subject to the applicable civil and criminal provisions of the United States Code.

§ 519.216 Inspection of premises.

The diverter shall permit authorized representatives of USDA at any reasonable time to have access to his premises to inspect and examine such potatoes as are being diverted or stored for diver-

sion, and to inspect and examine the diverter's facilities for diverting potatoes, in order to determine to what extent there is or has been compliance with the provisions of this program.

§ 519.217 Records and accounts.

If the diverter sells or otherwise disposes of potatoes diverted pursuant to this program to any other person or persons for use as livestock feed, the diverter shall keep accurate records and accounts showing the details relative to the diversion and disposition of such potatoes. The diverter shall permit authorized representatives of USDA at any reasonable time to inspect, examine, and make copies of such records and accounts in order to determine to what extent there is or has been compliance with the provisions of this program. Such records and accounts shall be retained by the diverter for two years after date of last payment to him under the program.

§ 519.218 Set-off.

If the diverter is indebted to USDA or to any other agency of the United States, set-off may be made against any amount due the diverter hereunder. Setting off shall not deprive the diverter of the right to contest the justness of the indebtedness involved, either by administrative appeal or by legal action.

§ 519.219 Joint payment or assignment.

The diverter may name a joint payee on the claim for payment or may assign, in accordance with the provisions of the Assignment of Claims Act of 1940, Public Law 811, 76th Congress, as amended (31 U.S.C. 203, 41 U.S.C. 15), the proceeds of any claim, to a bank, trust company, Federal lending agency, or other recognized financing institution: *Provided*, That such assignment shall be recognized only if and when the assignee thereof files written notice of the assignment with the authorized representative of USDA who approved the application, together with a true copy of the instrument of assignment, in accordance with the instructions on Form CSS-66 "Notice of Assignment", which form must be used in giving notice of assignment to USDA. The "Instrument of Assignment" may be executed on Form CSS-347 or the assignee may use his own form of assignment. The CSS forms may be obtained from the State ASCS Office or the Washington office shown in § 519.201.

§ 519.220 Officials not to benefit.

No member of or delegate to Congress, or Resident Commissioner, shall be entitled to any share or part of any contract resulting from this program or to any benefits that may arise therefrom, but this provision shall not be considered to extend to such a contract if made with a corporation for its general benefit or to any such person acting in his capacity as a farmer.

§ 519.221 Amendment and termination.

This subpart may be amended or terminated at any time but the amendment or termination shall not be effective earlier than the date of filing with the Federal Register Division. No amend-

ment or termination shall be applicable to any potatoes diverted before the effective time of such amendment or termination.

NOTE: The record-keeping and reporting requirements contained herein have been approved by, and subsequent requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated: September 12, 1961.

FLOYD F. HEDLUND,
Authorized Representative
of the Secretary of Agriculture.

[F.R. Doc. 61-8834; Filed, Sept. 13, 1961;
8:54 a.m.]

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service and Agricultural Stabiliza- tion and Conservation Service (Mar- keting Agreements and Orders), Department of Agriculture

PART 909—ALMONDS GROWN IN CALIFORNIA

Budget of Expenses of Almond Con- trol Board and Rate of Assessment for 1961-62 Crop Year

Notice was published in the FEDERAL REGISTER on August 22, 1961 (26 F.R. 7809), that there was under consideration a proposal regarding expenses of the Almond Control Board and rate of assessment for the 1961-62 crop year which began July 1, 1961. The proposal was based on the recommendation of the Almond Control Board and other available information, in accordance with the applicable provisions of Marketing Agreement No. 119, as amended, and Order No. 9, as amended (7 CFR Part 909), regulating the handling of almonds grown in California. Said amended agreement and order are effective under the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674).

The notice afforded interested persons opportunity to file data, views, or arguments pertaining thereto with the Department for consideration prior to approval of a budget of expenses and an assessment rate. The prescribed time has expired and no such communication has been received.

After consideration of all relevant matters presented, including those in the notice, it is hereby found that expenses of the Control Board in the amount of \$68,500 are reasonable and likely to be incurred by the Board during the 1961-62 crop year. A rate of assessment of 0.13 cent per pound of almonds, kernel weight basis, is necessary to provide funds to meet authorized Board expenses and such rate shall represent each handler's pro rata share of such expenses.

Therefore, the expenses of the Control Board and rate of assessment for the crop year beginning July 1, 1961, are authorized and established as follows:

§ 909.311 Budget of expenses of the Almond Control Board and rate of assessment for the 1961-62 crop year.

(a) *Budget of expenses.* The budget of expenses of the Almond Control Board for the crop year beginning July 1, 1961, shall be in the total amount of \$68,500, such amount being reasonable and likely to be incurred for the maintenance and functioning of the Board, and for such purposes as the Secretary may, pursuant to the provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The assessment required to be paid by each handler in accordance with § 909.81 is established for said year at the rate of 0.13 cent per pound of almonds (kernel weight basis).

It is hereby found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that: (1) The relevant provisions of said amended marketing agreement and this part require that a rate of assessment fixed for a particular crop year shall be applicable to all assessable almonds from the beginning of such year; and (2) the current crop year began on July 1, 1961, and the rate of assessment herein fixed will automatically apply to all assessable almonds beginning with such date.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 11, 1961.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 61-8773; Filed, Sept. 13, 1961;
8:52 a.m.]

[Area 1]

PART 958—IRISH POTATOES GROWN IN COLORADO

Limitation of Shipments

Findings: (a) Marketing Order No. 58, as amended (7 CFR Part 958), effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), provides methods for limiting the handling of potatoes grown in the areas defined therein through the issuance of regulations authorized in §§ 958.1 through 958.92, inclusive. Area No. 1 Committee (Western Slope), established pursuant to § 958.50, has recommended regulations limiting the handling of 1961 crop potatoes. Committee recommendations, with information submitted therewith and other available information, have been considered and it is hereby found that the regulations hereinafter set forth will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) the time intervening between the date when information upon

which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, (2) more orderly marketing in the public interest, than would otherwise prevail, will be promoted by regulating the shipment of potatoes, in the manner set forth below, on and after the effective date of this section, (3) compliance with this section will not require any special preparation on the part of handlers which cannot be completed by the effective date, (4) reasonable time is permitted under the circumstances, for such preparation, and (5) information regarding the committee's recommendations has been made available to producers and handlers in the production area.

§ 958.338 Limitation of shipments.

During the period from September 18, 1961, through June 30, 1962, no person shall handle any lot of potatoes grown in Area No. 1 unless such potatoes meet the quality and maturity requirements of paragraphs (a) and (b) of this section, or unless such potatoes are handled in accordance with the provisions of paragraphs (c), (d), and (e) of this section.

(a) *Minimum grade and size requirements*—(1) *Round varieties.* U.S. No. 2, or better grade, 2 inches minimum diameter;

(2) *Long varieties.* U.S. No. 2, or better, grade, 2 inches minimum diameter or 4 ounces minimum weight.

(b) *Minimum maturity (skinning) requirements*—(1) *All varieties.* Not more than "slightly skinned."

(c) *Special purpose shipments.* (1) The quality and maturity requirements set forth in paragraphs (a) and (b) of this section and the inspection and assessment requirements of this part shall not be applicable to potatoes handled for livestock feed.

(2) Potatoes may be handled for chipping or shoestrings if such potatoes meet the grade and size requirements of paragraph (a) of this section, except for (i) scab and (ii) the maturity requirements of paragraph (b) of this section.

(3) Potatoes may be handled for export if such potatoes meet the requirements of U.S. No. 1, or better, grade, size B.

(4) The quality and maturity requirements of paragraphs (a) and (b) of this section shall not be applicable to the handling of potatoes for seed as defined in § 958.6 but any lot of potatoes handled for seed shall be subject to assessments.

(d) *Safeguards.* (1) Each handler of potatoes which do not meet the quality and maturity requirements of paragraphs (a) and (b) of this section and which are handled pursuant to paragraph (c) of this section for any of the special purposes set forth therein shall, prior to handling, apply for and obtain a Certificate of Privilege from the committee, which shall require among other things, the handler to furnish such reports and documents as the committee may require showing that the potatoes so handled were utilized for the purpose specified in the Certificate of Privilege.

(e) *Inspection.* No handler shall handle any potatoes for which inspection is required unless an appropriate inspection certificate has been issued with respect thereto.

(f) *Definitions.* The terms "U.S. No. 1", "U.S. No. 2", "slightly skinned", "scab" and "size B" shall have the same meaning as when used in the United States Standards for Potatoes (§§ 51.1540 to 51.1556 of this title), including the tolerances set forth therein. Other terms used in this section shall have the same meaning as when used in this part. (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated September 11, 1961, to become effective September 18, 1961.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 61-8774; Filed, Sept. 13, 1961;
8:52 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

[Revision 2, Amdt. 6]

PART 121—SMALL BUSINESS SIZE STANDARDS

Food and Kindred Products

The Small Business Size Standards Regulation (Revision 2) (26 F.R. 812), as amended (26 F.R. 1441, 1983, 2778, 3064, 5708, 6642) is hereby further amended by deleting from Schedule A of this part, under the heading "Food and Kindred Products," the figure 250 employees which appears after SIC 2024—Ice Cream and Ices; 2026—Milk, Fluid; and 2027—Milk, fluid and other dairy products and substituting in lieu thereof the employment figure of 500.

Effective date: This amendment shall become effective upon publication in the FEDERAL REGISTER.

JOHN E. HORNE,
Administrator.

AUGUST 25, 1961.

[F.R. Doc. 61-8748; Filed, Sept. 13, 1961;
8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER C—AIRCRAFT REGULATIONS

[Reg. Docket No. 877; Amdt. 332]

PART 507—AIRWORTHINESS DIRECTIVES

Boeing 720 Series Aircraft

Overheating of the electrical wiring in the fuel dump chute safety switch on Boeing Model 720 Series aircraft has oc-

curred. Since this creates a potential fire hazard and can occur on other aircraft of like design which have not previously been modified, it is necessary to require a daily inspection of the safety switch and replacement of the switch if evidence of burned or charred wires is found. In any event, the directive also requires replacement of the switch within the next 350 hours' time in service.

As a situation exists which demands immediate action in the interest of safety, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective upon publication in the FEDERAL REGISTER.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), § 507.10(a) of Part 507 (14 CFR Part 507), is hereby amended by adding the following new airworthiness directive:

BOEING. Applies to all Model 720 Series aircraft which have not previously been modified by installation of Micro P/N 5EN11-6B.

Compliance required as indicated.

Faults occurring in the fuel dump chute safety switch of the retractable dump chute system have caused burning of the lead wires at the switch and, in one case, caused a fuel dump valve to cycle open and close allowing fuel to enter the fuel dump manifold and leak out through the dump chute secondary seal. To prevent this, the following inspection and modification shall be accomplished:

(a) Commencing within 10 days after the effective date of this AD unless the lead wire insulation has been reinforced by wrapping with suitable electrical tape at the switch, conduct daily inspections of the fuel dump chute safety switch (Micro P/N 5EN11-P6) to determine if the wires are burned or charred where they protrude. If wires are found burned or charred, prior to further flight replace safety switch with improved type Micro P/N 5EN11-6B, after which the daily inspection can be discontinued.

(b) Unless already accomplished in accordance with paragraph (a), within the next 350 hours' time in service after the effective date of this AD, replace fuel dump valve safety switches Micro P/N 5EN11-6 with switch Micro P/N 5EN11-6B, using standard Boeing Maintenance Manual procedures. Upon installation of switch Micro P/N 5EN11-6B the daily inspection required by (a) can be discontinued.

(c) Upon request of the operator, an FAA maintenance inspector, subject to approval of the Chief, Engineering and Manufacturing Branch, FAA Western Region, may adjust the repetitive inspection intervals specified in this Airworthiness Directive to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the increase for such operator.

(Boeing Service Bulletin No. 1305, dated May 22, 1961, covers this modification.)

This amendment shall become effective September 14, 1961.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on September 8, 1961.

G. S. MOORE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 61-8723; Filed, Sept. 13, 1961;
8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 8336 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Grand Gaslight, Inc., et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*; § 13.1053-80 *Textile Fiber Products Identification Act*. Subpart—Misbranding or mislabeling: § 13.1212 *Formal regulatory and statutory requirements*; § 13.1212-80 *Textile Fiber Products Identification Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*; § 13.1852-70 *Textile Fiber Products Identification Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, Grand Gaslight, Inc., trading as Grand Handkerchief Company et al., New York, N.Y., Docket 8336, Aug. 4, 1961]

In the Matter of Grand Gaslight, Inc., a Corporation, Trading as Grand Handkerchief Company, and Samuel Ruderfer, Individually and as an Officer of Said Corporation

Consent order requiring New York City distributors of textile fiber products to cease violating the Textile Fiber Products Identification Act by selling handkerchiefs which were not labeled with required information, and by furnishing false guaranties that their textile fiber products were not misbranded.

The order to cease and desist is as follows:

It is ordered, That Grand Gaslight, Inc., a corporation, and its officers, and Samuel Ruderfer, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, sale, advertising or offering for sale, in commerce, or the transportation or causing to be transported, in commerce, or the importation into the United States of textile fiber products; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of textile fiber products which have been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of textile fiber products, whether in their original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber products" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. Misbranding textile fiber products by failing to affix labels to such products showing each element of information re-

quired to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

B. Furnishing false guarantees that textile fiber products are not misbranded under the provisions of the Textile Fiber Products Identification Act.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: August 4, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 61-8734; Filed, Sept. 13, 1961;
8:47 a.m.]

[Docket 8298 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Milton Ostrower et al.

Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055-50 *Preticketing merchandise misleadingly*. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Milton Ostrower et al. trading as Yankee Leather Goods Co., Inc., New York, N.Y., Docket 8298, Aug. 5, 1961]

In the Matter of Milton Ostrower, Harry Ostrower, and Fred Ostrower, Individually and Formerly Trading as Yankee Leather Goods Co., Now Incorporated as Yankee Leather Goods Co., Inc.

Consent order requiring a New York City manufacturer of ladies' and men's belts to cease stamping with the words "Genuine Alligator Grain", belts which were not made from alligator hide or genuine leather but from a material composed of leather fibers bonded together with an adhesive material, and to cease selling such simulated leather belts without any markings to show that they were not genuine leather.

The order to cease and desist is as follows:

It is ordered, That respondents Yankee Leather Goods Co., Inc., a corporation and its officers, and Milton Ostrower, Harry Ostrower and Fred Ostrower, individually and as officers of said corporation, and respondents' representatives, agents or employees, directly or through any corporate or other device, in connection with the manufacturing, offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of ladies' and men's belts, or other mer-

chandise, do forthwith cease and desist from:

1. Representing, directly or by implication, that:

(a) A product which is not made from the hide of an animal is leather.

(b) A product is made of leather if the product is made of leather fibers bonded together with an adhesive: *Provided, however*, That this provision shall not be construed as preventing the representation that such product is composed of leather fibers and an adhesive.

2. Offering for sale or selling a product composed of leather fibers and an adhesive, which has the appearance of leather, unless it is clearly stated that said product is not leather, or such disclosure made that will clearly show that it is not leather: *Provided, however*, That this provision shall not be construed as preventing the representation that the product is composed of leather fibers and an adhesive.

3. Using the term "Genuine Alligator Grain" in connection with a product that is not made from alligator hide, or misrepresenting in any manner the animal hide from which a product is made.

4. Furnishing means and instrumentalities to others whereby the public may be misled as to any of the matters prohibited in Paragraphs 1, 2, and 3 above.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: August 4, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 61-8735; Filed, Sept. 13, 1961;
8:47 a.m.]

Title 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 332—MILEAGE OR WORK RESTRICTIONS AND STAND-BY OR LAY-OVER RULES

General Considerations

Pursuant to the general authority contained in section 12 of the act of June 25, 1938 (52 Stat. 1094, 1107; 45 U.S.C. 362), § 332.2(a) of Part 332 (20 CFR 332.2(a)) of the regulations under such act is amended by Board Order 61-145, dated August 25, 1961, to read as follows:

§ 332.2 General considerations.

(a) *Classes of service covered.* Conditions under which remuneration with respect to a day may not be payable to or accrue to an employee solely because of the application to him of a mileage or work restriction exist in train-and-engine service, yard service, dining-car

service, sleeping-car service, and other Pullman-car service, and similar service, and express service on trains. In the determination of a claim for benefits of any employee in any other service, the employee's lack of remuneration with respect to any claimed day shall be presumed not to be due solely to the application of a mileage or work restriction. Conditions under which remuneration with respect to a day may not be payable to or accrue to an employee solely because he is standing by for or laying over between regularly assigned trips or tours of duty exist in train-and-engine service, dining-car service, sleeping-car service, and other Pullman-car service, and similar service, and express service on trains. In the determination of a claim for benefits of an employee in any other service, the employee's lack of remuneration with respect to any claimed day shall be presumed not to be due solely to his standing by for or laying over between regularly assigned trips or tours of duty.

(Sec. 12, 52 Stat. 1107, as amended; 45 U.S.C. 362)

Dated: September 7, 1961.

By authority of the Board.

MARY B. LINKINS,
Secretary of the Board.

[F.R. Doc. 61-8742; Filed, Sept. 13, 1961;
8:48 a.m.]

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

SUBCHAPTER I—OPERATION AND MAINTENANCE

PART 221—OPERATION AND MAINTENANCE CHARGES

Flathead Indian Irrigation Project, Montana

There was published in the FEDERAL REGISTER on July 6, 1961 (26 F.R. 6032), a notice of intention to amend §§ 221.24, 221.26, and 221.28 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Flathead Indian Irrigation Project, Montana, that are subject to the jurisdiction of the several irrigation districts. The purpose of the amendment is to increase the lump sum assessment against the Flathead, Mission and Jocko Valley Districts within the Flathead Indian Irrigation Project for the 1962 season. The amendment also provides for increases that have occurred in the assessable acreages of the three districts.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions or objections have been received, and the proposed amendment is hereby adopted without change and is set forth below.

STEWART L. UDALL,
Secretary of the Interior.

SEPTEMBER 7, 1961.

Sections 221.24, 221.26, and 221.28 are amended to read as follows:

§ 221.24 Charges.

Pursuant to a contract executed by the Flathead Irrigation District, Flathead Indian Irrigation Project, Montana, on May 12, 1928, as supplemented and amended by later contracts dated February 27, 1929; March 28, 1934; August 26, 1936, and April 5, 1950, there is hereby fixed for the season of 1962 an assessment of \$281,920.12 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Flathead Irrigation District. This assessment involves an area of approximately 75,507.43 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

§ 221.26 Charges.

Pursuant to a contract executed by the Mission Irrigation District, Flathead Indian Irrigation Project, Montana, on March 7, 1931, approved by the Secretary of the Interior on April 21, 1931, as supplemented and amended by later contracts dated June 2, 1934, June 6, 1936, and May 16, 1951, there is hereby fixed, for the season of 1962 an assessment of \$50,330.06 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Mission Irrigation District. This assessment involves an area of approximately 14,285.90 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

§ 221.28 Charges.

Pursuant to a contract executed by the Jocko Valley Irrigation District, Flathead Indian Irrigation Project, Montana, on November 13, 1934, approved by the Secretary of the Interior on February 26, 1935, as supplemented and amended by later contracts dated August 26, 1936, and April 18, 1950, there is hereby fixed for the season of 1962 an assessment of \$22,293.32 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Jocko Valley Irrigation District. This assessment involves an area of approximately 6,497.75 acres, which does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

[F.R. Doc. 61-8739; Filed, Sept. 13, 1961; 8:47 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 61-1042]

PART 1—PRACTICE AND PROCEDURE

Oral Argument

At a session of the Federal Communications Commission held at its offices in

Washington, D.C., on the 7th day of September 1961;

The Commission having under consideration § 1.45 of its rules of practice and procedure, which provides, inter alia, that oral argument with respect to any contested motion, petition, or other pleading before the Motions Commissioner, Chief Hearing Examiner, or Hearing Examiner will be held upon request; and

It appearing that the need for holding oral argument on such matters should be determined by the ruling officer rather than by the parties, and that oral argument may properly be limited to situations wherein the opinion of such officer the ends of justice will be best served thereby; and

It further appearing that the amendment adopted herein pertains to a procedural matter and hence that section 4 of the Administrative Procedure Act is inapplicable; and

It further appearing that the amendment adopted herein is issued pursuant to authority contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended;

It is ordered, Effective September 15, 1961, that § 1.45 of the Commission's rules of practice and procedure is amended to read as follows:

§ 1.45 Oral argument.

Oral argument with respect to any contested motion, petition, or other pleading before the Motions Commissioner, Chief Hearing Examiner, or Hearing Examiner will be held when in the opinion of such officer the ends of justice will be best served thereby. Timely notice will be given of the date, time, and place of any such oral argument to be held pursuant thereto.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

This amended rule shall not apply to requests for oral argument which are filed but not acted on prior to the effective date of this order.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8767; Filed, Sept. 13, 1961; 8:52 a.m.]

[Docket No. 14053 (RM-236); FCC 61-1088]

PART 3—RADIO BROADCAST SERVICES

Table of Assignments for Certain Television Broadcast Stations in Athens and Coshocton, Ohio

1. The Commission has before it for consideration its notice of proposed rule making released in this proceeding April 24, 1961 (FCC 61-523), inviting comments on the proposal of the National Educational Television and Radio Center asking that Channel 20 be deleted from Coshocton, Ohio, and assigned to Athens, Ohio, and that it be reserved for noncommercial educational use. It re-

quests that § 3.606 of the rules be amended as follows:

City	Channel No.	
	Present	Proposed
Athens, Ohio.....	62—	*20, 62—
Coshocton, Ohio.....	20	71—

2. Comments in support of the proposal were filed by Ohio University, located in Athens, Ohio, and by the Ohio Council on Educational Television. Comments on that portion of the proposal which would assign Channel 71— to Coshocton were filed by Purdue University.

3. Ohio University in 1953 filed an application for a construction permit for Channel 62—. However, it did not have funds available to construct and in 1960 its application was dismissed. The University alleges that the propagation characteristics of Channel 20 would permit better service in the hilly area around Athens than would Channel 62— and that if Channel 20 is reserved at Athens, it will immediately apply for it and construct as quickly as possible.

4. An Interim Educational Television Study Commission was appointed by the Governor of Ohio in 1960 and on February 15, 1961, the recommendations of this Commission were submitted to the legislature with the stipulation that a permanent commission be appointed looking toward the establishment of a statewide educational television network. An educational television station in Athens under the auspices of Ohio University is part of the plan and the University now has funds available for such a station.

5. The Commission is desirous of encouraging the construction and operation of educational television stations and, in view of the above assurances from Ohio University, is of the opinion that the public interest would be served by the transfer of Channel 20 from Coshocton to Athens and its reservations there for noncommercial educational use.

6. Purdue University is permittee of twelve experimental broadcast stations, one of which is Channel 72, in connection with the operation of a transmitter and an aircraft flying at an elevation of approximately 23,000 feet over Montpelier, Indiana, for the purpose of rendering a wide area educational television broadcast service. Broadcasts began over Channel 72 on May 14, 1961. Even though Coshocton, Ohio, is 182 miles from Montpelier, Indiana, Purdue University alleges that mutual objectionable interference would result if the airborne Channel 72 station were to operate simultaneously with a Channel 71 station at Coshocton. No objection was filed to the proposal to delete Channel 20 from Coshocton and no authorization is outstanding nor is any application pending for it. Since there is apparently no present demand for a channel in Coshocton we are of the opinion that the public interest would be better served by deleting Channel 20 from Coshocton without substituting any channel therefor at this time. (See notice of proposed

rule making, Docket 14229.) In reaching this decision, we have taken into account the comments of Purdue University but our action shall not be construed as reflecting final judgment concerning airborne television or the degree of protection appropriate thereto.

7. Authority for the adoption of the amendments proposed herein is contained in sections 4(i), 303 and 307(b) of the Communications Act of 1934, as amended.

8. In view of the foregoing: *It is ordered*, That, effective October 16, 1961, the Table of Assignments contained in § 3.606 of the Commission's rules and regulations is amended by changing the assignments for Athens, Ohio, to read as follows:

City	Channel No.
Athens, Ohio.....	*20, 62—

and by deleting the entry for Coshocton, Ohio.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interpret or apply secs. 303, 307, 48 Stat. 1082, 1083; 47 U.S.C. 303, 307)

Adopted: September 7, 1961.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8768; Filed, Sept. 13, 1961;
8:52 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 1—Federal Procurement Regulations

PART 1-1—GENERAL

Labor Surplus Area Concern; Definition

Correction

In F.R. Doc. 61-7061, appearing at page 6714 of the issue for Thursday, July 27, 1961, the word "pre-persistent" in the first sentence of § 1-1.801-1(a) should read "persistent", so that the sentence reads as follows: "Persistent labor surplus area concern means a concern which will perform, or cause to be performed, a substantial proportion of a contract in persistent labor surplus areas."

Title 50—WILDLIFE AND FISHERIES

Chapter 1—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 32—HUNTING

Mark Twain National Wildlife Refuge, Illinois

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

No. 177—2

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

ILLINOIS

MARK TWAIN NATIONAL WILDLIFE REFUGE

Public hunting of upland game on the Mark Twain National Wildlife Refuge, Illinois, is permitted only on the area of the Gardner Unit designated by signs as open to hunting. This open area, comprising 950 acres or 19 percent of the total Gardner Unit area, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Squirrels only, black, gray, and fox, during the season specified below. The hunting of upland game species, as may be otherwise authorized by Illinois State regulation, is prohibited.

(b) Open season: From effective date of this publication through September 30, 1961; from sunrise to sunset each day.

(c) Daily bag limits: 5 squirrels per day.

(d) Methods of hunting:

(1) Weapons—shotguns, small bore rifles, and bows and arrows may be used.

(2) Dogs—not to exceed two per hunter.

(3) Guides—persons may employ guides while hunting on the area, subject to the restrictions of State law or regulation.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) A Federal permit is required to enter the public hunting area. Permits may be obtained from the Mark Twain National Wildlife Refuge office, Quincy, Illinois.

(3) The provisions of this special regulation are effective to October 1, 1961.

R. W. BURWELL,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

SEPTEMBER 6, 1961.

[F.R. Doc. 61-8738; Filed, Sept. 13, 1961;
8:47 a.m.]

PART 32—HUNTING

McKay Creek National Wildlife Refuge, Oregon

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

OREGON

MCKAY CREEK NATIONAL WILDLIFE REFUGE

Public hunting of upland game on the McKay Creek National Wildlife Refuge, Oregon, is permitted only on the area designated by signs as open to hunting. This open area, comprising 660 acres or

36 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters, McNary National Wildlife Refuge, Burbank, Washington, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 N. E. Holladay, Portland 8, Oregon. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Ring-necked Pheasant.

(b) Open season: October 14 through November 19, 1961. Shooting hours—8:00 a.m. to sunset October 14. One-half hour before sunrise to sunset balance of season. Shooting limited to Wednesdays, Saturdays and Sundays only.

(c) Bag limits: 3 cocks per day.

(d) Methods of hunting:

(1) Weapons: Shotguns only, not larger than 10 gauge and incapable of holding more than three (3) shells, may be used.

(2) Dogs: Dogs, not to exceed two in number, may be used for hunting pheasants.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) A Federal permit is not required to enter the public hunting area, but hunters will report at such checking stations as may be established when entering or leaving the area.

(3) The provisions of this special regulation are effective to November 20, 1961.

J. T. BARNABY,
Acting Regional Director, Bureau of
Sport Fisheries and Wildlife.

[F.R. Doc. 61-8772; Filed, Sept. 13, 1961;
8:52 a.m.]

PART 32—HUNTING

St. Marks National Wildlife Refuge, Florida

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

FLORIDA

ST. MARKS NATIONAL WILDLIFE REFUGE

Public hunting of upland game on the St. Marks National Wildlife Refuge, Florida, is permitted only on the area designated by signs as open to hunting. This open area, comprising about 1,800 acres or 3 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Atlanta, Georgia. Hunting shall be subject to the following conditions:

(a) Species permitted to be taken: Turkey, quail, squirrel and rabbits.

(b) Open season: November 18 to January 7, first 9 days open. December 25 to January 1 open. Mondays and Tuesdays closed at all other times.

(c) Daily bag limits: Turkey—2, either sex. Quail 10; Squirrel, 10 gray and two fox. Rabbits—no limit.

(d) Methods of hunting:

(1) Weapons: Rifle and shotgun.

(2) Dogs permitted for use in hunting rabbit, squirrel and quail.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) No camping permitted in hunting area.

(3) The St. Marks area is managed in conjunction with the State's Aucilla Game Management Area. Hunters will be charged a hunting fee for the season by the State for hunting on the Management Area which will include the privilege of entering the refuge hunting area.

(4) A Federal permit is not required to enter the public hunting area; however, the State permit as sold to hunters by the Florida Game and Fresh Water Fish Commission will be required as a permit to enter the St. Marks Refuge hunting area.

(5) The provisions of this special regulation are effective to January 8, 1962.

WALTER C. GRESH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

[F.R. Doc. 61-8736; Filed, Sept. 13, 1961;
8:47 a.m.]

PART 32—HUNTING

St. Marks National Wildlife Refuge, Florida

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

FLORIDA

ST. MARKS NATIONAL WILDLIFE REFUGE

Public hunting of big game on the St. Marks National Wildlife Refuge, Florida, is permitted only on the area designated by signs as open to hunting. This open area, comprising about 1,800 acres or 3 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Atlanta, Georgia. Hunting shall be subject to the following conditions.

(a) Species permitted to be taken: White-tailed deer (bucks only) and black bear (adults only).

(b) Open season: November 18, 1961, through January 7, 1962. Mondays and Tuesdays closed except during first nine (9) days and period December 26, 1961, through January 1, 1962.

(c) Daily bag limits: Deer—1, Season's limit—2. Bear—1, Season's limit—1.

(d) Methods of hunting:

(1) Weapons: Rifle and/or shotgun.

(2) Dogs permitted.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) No camping permitted in the refuge hunting area.

(3) The St. Marks area is managed in conjunction with the state's Aucilla Game Management Area. Hunters will be charged a hunting fee for the season by the state for hunting on the state's management area and this will include the privilege of entering the refuge hunting area.

(4) A Federal permit is not required to enter the public hunting area; however, the state permit as sold to hunters by the Florida Game and Fresh Water Fish Commission will be required as a permit to enter the St. Marks Refuge hunting area.

(5) The provisions of this special regulation are effective to January 8, 1962.

WALTER C. GRESH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

[F.R. Doc. 61-8737; Filed, Sept. 13, 1961;
8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 53]

FEDERAL MEAT GRADING REGULATIONS

Imported Meats

Notice is hereby given in accordance with section 4 of the Administrative Procedure Act (5 U.S.C. 1003) that the Department of Agriculture is considering amending the Federal Meat Grading Regulations (7 CFR Part 53) under the authority of sections 203 and 205 of the Agricultural Marketing Act of 1946, as amended, as follows:

1. Section 53.5 would be amended by adding at the end thereof the following: "Service under the regulations will be furnished for imported meat only if it is marked in a manner approved by the Chief to indicate the country of origin. The mark of foreign origin shall be applied to an area of the meat other than that reserved to receive the Federal grade mark. It shall be the responsibility of the applicant to notify the meat grader performing the service whenever imported meat is offered for grading."

2. Section 53.13 would be amended by changing paragraph (a) (1) (i) to read:

(i) has knowingly made any misrepresentation or has knowingly failed to furnish any required information or has committed any other fraudulent or deceptive act or practice in connection with any application or request for service under the regulations.

The purpose of the proposed amendments is to require identification of the foreign country of origin on imported meat offered for Federal grading. Currently it is claimed that consumers normally assume that meat bearing a Federal grade mark, such as "USDA Choice," is of domestic origin.

It is contemplated that after December 31, 1961, in approving the manner of marking imported meat as to foreign origin as a condition of eligibility for Federal meat grading service, the Meat Grading Branch would require the name of the country of origin to be stamped on each wholesale cut in such a manner that the name of the country of origin would appear on most of the major retail cuts. Until then under the amendments the name of the foreign country would not have to be applied so as to appear on most major retail cuts but would have to appear on each wholesale cut. This procedure would permit imported stocks already in freezers to be identified by the applicant following defrosting and prior to Federal grading.

Any interested person who wishes to submit written data, views, or arguments concerning the proposed amendments may do so by filing them with the Di-

rector of the Livestock Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington 25, D.C., within 30 days after publication of this notice in the FEDERAL REGISTER.

Done at Washington, D.C., this 11th day of September 1961.

ROY W. LENNARTSON,
Associate Administrator.

[F.R. Doc. 61-8775; Filed, Sept. 13, 1961;
8:53 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Parts 687, 689, 699]

REVIEW COMMITTEE NO. 1-C FOR PUERTO RICO

Appointment To Fill Vacancy

A vacancy has occurred in Review Committee No. 1-C for Puerto Rico because of the resignation of Mr. Robert L. Schutt of Chicago, Illinois, as a representative of employees.

Now, therefore, pursuant to Administrative Order No. 558 published in the FEDERAL REGISTER on August 17, 1961 (26 F.R. 7706), and the authority cited therein, I hereby appoint Mr. Marvin Friedman of Washington, D.C., as an employee representative on Review Committee No. 1-C for Puerto Rico.

Signed at Washington, D.C., this 11th day of September 1961.

ARTHUR J. GOLDBERG,
Secretary of Labor.

[F.R. Doc. 61-8777; Filed, Sept. 13, 1961;
8:53 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 120]

TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d) (1), 68 Stat. 512; 21 U.S.C. 346a (d) (1)), notice is given that a petition has been filed by Union Carbide Corporation, 270 Park Avenue, New York 17, New York, proposing the establishment of a tolerance for residues of 1-naphthyl N-methyl-carbamate at 10 parts per million in or on citrus fruits.

The analytical method proposed in the petition for determining residues of 1-naphthyl N-methylcarbamate is that

published in the FEDERAL REGISTER of January 9, 1959 (24 F.R. 238), with minor modifications.

Dated: September 8, 1961.

[SEAL]

ROBERT S. ROE,
Director, Bureau of
Biological and Physical Sciences.

[F.R. Doc. 61-8750; Filed, Sept. 13, 1961;
8:50 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 507]

[Reg. Docket No. 876]

AIRWORTHINESS DIRECTIVES

De Havilland Heron Model 114 Aircraft

Pursuant to the authority delegated to me by the Administrator (14 CFR Part 405), notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive requiring periodic inspections for cracking of the wing rear spar web on De Havilland Heron Model 114 aircraft without Modification No. 1454. Since several cases of cracking have occurred and are likely to occur on other aircraft of like design, inspection, and repair if cracks are found will prevent failure of the spar.

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section of the Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. All communications received on or before October 16, 1961, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of comments received. All comments submitted will be available, in the Docket Section, for examination by interested persons when the prescribed date for return of comments has expired. This proposal will not be given further distribution as a draft release.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend § 507.10(a) of Part 507 (14 CFR Part 507), by adding the following airworthiness directives:

DE HAVILLAND. Applies to all Heron Model 114 aircraft without Modification No. 1454.

Compliance required as indicated.

(a) Cases have occurred of cracking of the wing rear false spar web adjacent to the

wing-to-fuselage attachment P/N 14W 253/4. To preclude failure of the spar, an X-ray or visual inspection for cracks must be conducted in accordance with De Havilland Technical News Sheet CT(114) No. W.10 Issue 2, within the next 250 hours' time in service after the effective date of this directive and at each 600 hours' time in service thereafter. If cracks are found, repair in accordance with De Havilland Drawing RD 14W224, Issue 4, or subsequent, within the time in service given in paragraphs (1), (2), and (3).

(1) Cracks less than 1/2 inch in length must be repaired at the next wing removal and the inspection in (a) must be made every 600 hours' time in service in the interim between the inspection and the wing removal.

(2) Cracks of 1/2 inch to 1 1/2 inches in length must be repaired within 300 hours' time in service after the inspection.

(3) Cracks exceeding 1 1/2 inches in length must be repaired within the next 150 hours' time in service after the inspection.

(b) The special inspection in (a) is no longer required when the repair per Drawing RD 14W224, Issue 4, or subsequent, has been incorporated.

(De Havilland Technical News Sheet CT (114) No. W.10 Issue 2 dated July 24, 1961, covers this subject.)

Issued in Washington, D.C., on September 7, 1961.

G. S. MOORE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 61-8725; Filed, Sept. 13, 1961;
8:45 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 61-FW-34]

FEDERAL AIRWAYS AND CONTROLLED AIRSPACE

Designation of Segment of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to §§ 600.6437 and 601.6437 of the regulations of the Administrator, the substance of which is stated below.

Low altitude VOR Federal airway No. 437 presently extends from Charleston, S.C., to Florence, S.C. The Federal Aviation Agency has under consideration the designation of a segment of Victor 437 from Daytona Beach, Fla., direct to Savannah, Ga. The designation of this segment of Victor 437 would improve air traffic management by providing a more direct route between Daytona Beach and Savannah and by providing a by-pass route around the Jacksonville, Fla., terminal area for the high volume of traffic operating between Miami, Fla., and northern terminals. Alteration of Warning Areas (W-157) and (W-158) to eliminate conflict with this airway segment would be accomplished in accordance with established non-rule making procedures.

The control areas associated with this segment of Victor 437 would be designated to extend upwards from 7,500 feet MSL. This floor is based upon the minimum reception altitude between the

VOR navigational facilities at Daytona Beach and Savannah.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Southwest Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on September 8, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8730; Filed, Sept. 13, 1961;
8:46 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 61-WA-18]

FEDERAL AIRWAYS, CONTROLLED AIRSPACE, REPORTING POINTS

Revocation of Federal Airway and Associated Control Areas; Designation and Alteration of Control Area Extensions; Designation of Reporting Points

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to Parts 600 and 601; §§ 601.1400, 601.1401, and 601.5001 of the regulations of the Administrator, the substance of which is stated below.

In order to provide air traffic control service in areas of United States responsibility under the ICAO Air Navigation Plan for the Pacific Region, the Federal Aviation Agency is considering the inauguration of Oceanic Air Traffic Control Service throughout the area presently designated as the Anchorage Flight Information Region. Formal action is being taken through International Civil Aviation Organization to designate this

area in a modified form as the Anchorage Oceanic Control Area. The eastern boundary of the proposed Anchorage Oceanic Control Area would be described as extending from latitude 60°00' N., longitude 168°00' W.; via latitude 57°00' N., longitude 160°00' W.; thence to latitude 53°30' N., longitude 160°00' W.

To implement this service, in part, the Federal Aviation Agency has under consideration the following actions:

1. Green Federal airway No. 8 (§ 600.18) extends in part from the Cold Bay, Alaska, radio range station to the King Salmon, Alaska, radio range station. The Federal Aviation Agency is considering the revocation of the portion of this airway and its associated control areas which extends from Cold Bay to King Salmon and the designation of a control area extension within 5 miles either side of a line bearing 227° True from the King Salmon radio range to the intersection of the King Salmon 227° True bearing and the eastern boundary of the proposed Anchorage Oceanic Control Area, including the additional area between lines diverging at a five degree angle from the King Salmon 227° True bearing extending southwestward from the King Salmon radio range to the eastern boundary of the proposed Anchorage Oceanic Control Area, and excluding the airspace below 2,000 feet MSL which lies outside the United States.

2. The King Salmon control area extension (§ 601.1401) (King Salmon-Adak route) is presently designated within 5 miles either side of a line bearing 248° True from the King Salmon radio range station extending to a point 50 miles southwest of the King Salmon radio range station. It is proposed to redesignate this control area extension within 5 miles either side of a line bearing 248° True from the King Salmon radio range (King Salmon-Adak route) to the intersection of the 248° True bearing and the eastern boundary of the proposed Anchorage Oceanic Control Area, including the additional area between lines diverging at a five degree angle from the King Salmon 248° True bearing extending westward from the King Salmon radio range to the eastern boundary of the proposed Anchorage Oceanic Control Area, and excluding the airspace below 2,000 MSL which lies outside the United States.

3. The King Salmon control area extension (§ 601.1400) (King Salmon-Shemya route) is presently designated within 5 miles either side of a line bearing 263° True from the King Salmon radio range station extending to a point 50 miles west of the King Salmon radio range station. It is proposed to redesignate this control area extension within 5 miles either side of a line bearing 263° True from the King Salmon radio range (King Salmon-Shemya route) to the intersection of the 263° True bearing and the eastern boundary of the proposed Anchorage Oceanic Control Area, including the additional area between lines diverging at a five degree angle from the King Salmon 263° True bearing extending westward from the

King Salmon radio range to the eastern boundary of the proposed Anchorage Oceanic Control Area, and excluding the airspace below 2,000 feet MSL which lies outside the United States.

4. Designate a control area extension within 5 miles either side of a line bearing 239° True from the Bethel, Alaska, radio range (Bethel-Shemya route) to the intersection of the 239° True bearing and the eastern boundary of the proposed Anchorage Oceanic Control Area, including the additional area between lines diverging at a five degree angle from the Bethel 239° True bearing extending southwestward from the Bethel radio range to the eastern boundary of the proposed Anchorage Oceanic Control Area, and excluding the airspace below 2,000 feet MSL which lies outside the United States.

5. Designate the following reporting points:

a. Fluke Intersection: (The intersection of a line bearing 239° True from the Bethel radio range and a line bearing 311° True from the Cape Newenham, Alaska, radio beacon.)

b. Gar Intersection: (The intersection of a line bearing 263° True from the King Salmon radio range and a line bearing 131° True from the Cape Newenham radio beacon.)

c. Herring Intersection: (The intersection of a line bearing 248° True from the King Salmon radio range and a line bearing 131° True from the Cape Newenham radio beacon.)

d. King Crab Intersection: (The intersection of a line bearing 227° True from the King Salmon radio range and a line bearing 314° True from the Port Heiden, Alaska, radio beacon.)

The foregoing proposals would improve air traffic management by providing protection for aircraft operating along the King Salmon and Bethel control area extensions in accordance with instrument flight rules. They would also facilitate flight planning for aircraft entering or departing the United States and the Anchorage Oceanic Control Area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Alaskan Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 440, Anchorage, Alaska. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on September 8, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8731; Filed, Sept. 13, 1961;
8:46 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-LA-29]

CONTROLLED AIRSPACE

Alteration of Control Zone, Revocation of Control Area Extension, Designation of Transition Area

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to Part 601 of the regulations of the Administrator, the substance of which is stated below.

The Miles City, Mont., control area extension (§ 601.1340) is designated within a 20-mile radius of the Miles City VOR. The Miles City control zone (§ 601.1983) is designated within a 3-mile radius of the Miles City Airport.

The Federal Aviation Agency is considering the revocation of the Miles City control area extension and the designation of a transition area at Miles City within a 20-mile radius of the Miles City VORTAC extending clockwise from the 254° True radial to the 156° True radial, and within a 35-mile radius of the VORTAC extending clockwise from the 156° True radial to the 254° True radial. The floor of this transition area would be designated at 1,200 feet above the surface. The proposed transition area would provide protection for aircraft arriving and departing the Miles City Airport during Instrument Flight Rules weather conditions. The portion of the transition area extending 35 miles from the VORTAC would provide protection for aircraft utilizing the prescribed instrument approach procedure JAL-259-VOR.

It is also proposed to redesignate the Miles City control zone (§ 601.1983) within a 5-mile radius of the Miles City Airport (latitude 46°25'40" N., longitude 105°53'08" W.), including the area within 2 miles either side of the southwest course of the Miles City radio range extending from the 5-mile radius zone to 8 miles southwest of the radio range, and within 2 miles either side of the Miles City VORTAC 225° True radial extending from the 5-mile radius zone to 12 miles southwest of the VORTAC. The 5-mile radius zone would provide protection for the larger type aircraft now operating at Miles City Airport. The proposed control zone extensions would provide protection for conventional and

jet aircraft executing the prescribed instrument approach procedures at Miles City Airport.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 45, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on September 7, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8726; Filed, Sept. 13, 1961;
8:45 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-LA-28]

CONTROLLED AIRSPACE

Withdrawal of Proposal To Modify Control Area Extension

In a notice of proposed rule making published in the FEDERAL REGISTER as Airspace Docket No. 60-LA-28 on June 28, 1960 (25 F.R. 5943), it was stated that the Federal Aviation Agency proposed to alter the Billings, Mont., control area extension.

Subsequent to publication of the Notice, a review of the requirements for controlled airspace in the Billings area has indicated that, upon implementation of the provisions of Amendment 60-21 to Part 60 of the Civil Air Regulations numerous changes will be required in the dimensions of the controlled airspace proposed in the notice. The need for these changes will be considered in an Amendment 60-21 implementation study to be made on an area basis in which requirements for controlled airspace in the Billings area will be correlated with requirements in adjacent areas. Ac-

cordingly, the notice is being withdrawn, and a new proposal will be issued upon completion of the study.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the proposal contained in Airspace Docket No. 60-LA-28 is withdrawn.

(Sec. 307(a) of the Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on September 8, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8727; Filed, Sept. 13, 1961;
8:46 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 61-FW-20]

CONTROL AREAS

Designation of Control Area Extension

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 601 of the regulations of the Administrator, the substance of which is stated below.

The Federal Aviation Agency has under consideration the designation of a control area extension within 5 miles either side of the 132° True bearing from the Key West, Fla., radio range extending from the radio range to the Marathon, Fla., Control Area Extension (§ 601.1234), excluding the portion below 2,000 feet MSL.

At the present time aircraft arriving and departing the Key West terminal area via the Dorado and Casa intersections are required to conduct a portion of their flight outside controlled airspace. This route is used as an alternate route between Key West and Control Area Extension 1234 (§ 601.1234) for expediting traffic between Havana, Cuba, and Key West.

Designation of this proposed control area extension would provide protection for aircraft arriving and departing the Key West terminal area via this alternate route during Instrument Flight Rules conditions.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Southwest Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with

this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on September 8, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8728; Filed, Sept. 13, 1961;
8:46 a.m.]

[14 CFR Part 602]

[Airspace Docket No. 61-WA-167]

JET ROUTES AND JET ADVISORY AREAS

Designation

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 602 of the regulations of the Administrator, the substance of which is stated below.

The FAA has under consideration the designation of Jet Route No. 14 from the Amarillo, Tex., VORTAC to the Atlanta, Ga., VORTAC via the Oklahoma City, Okla., VORTAC, Little Rock, Ark., VORTAC and the Birmingham, Ala., VORTAC. In addition, in accordance with Special Civil Air Regulation No. 444 (26 F.R. 292), it is proposed to designate a radar jet advisory area within 16 miles either side of J-14 from flight level 240 to flight level 390 between Amarillo and Atlanta. The provision for designating radar jet advisory areas within the continental control area from flight level 240 to flight level 390 appears in a revision to Part 602 (Airspace Docket No. 60-WA-34) published in the FEDERAL REGISTER August 8, 1961 (26 F.R. 7079) effective September 21, 1961.

J-14 as proposed herein would connect with Jet Route No. 78 at Amarillo thereby providing a more direct route for civil turbojet aircraft operating between Los Angeles, Calif. and Atlanta.

The radar jet advisory area proposed herein would provide a defined area along this route wherein jet advisory service would be available. No military high altitude refueling areas are involved in this proposal.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrange-

ments for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Airspace Utilization Division. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room C-226, 1711 New York Avenue NW., Washington 25, D.C.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on September 8, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-8729; Filed, Sept. 13, 1961;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 14267; FCC 61-1089]

DEINTERMIXTURE OF SPRINGFIELD, ILLINOIS

Notice of Proposed Rule Making

1. In a rule making proceeding concluded on March 1, 1957, in Docket 11747 the Commission found that the public interest would be served by deintermixing Springfield, Illinois. The matter was remanded to the Commission July 27, 1961, by the United States Court of Appeals for the District of Columbia Circuit with instructions to conduct de novo rule making proceedings. The present proceeding is inaugurated pursuant to the Court's decision, and in conformity with the Commission's continuing consideration of means whereby competitive conditions in the television broadcast industry may be improved, and the number of TV services available to the public may be increased.

2. The deintermixture of Springfield, by placing all channel assignments to that city in the UHF band, would additionally make possible the use of VHF Channel 2 both at St. Louis, Missouri, and Terre Haute, Indiana. St. Louis is an all-VHF market with three other VHF channels assigned to it for commercial use and one VHF channel reserved for noncommercial educational broadcasting.¹ The use of Channel 2 at Terre Haute would provide a second VHF service to that city.

¹ Commercial stations are now operating at St. Louis on Channels 4, 5, and 11. An educational station is operating there on reserved Channel *9. A fourth commercial VHF station is operating at St. Louis on Channel 2 under interim authorization. As permitted under the remand decision of the Court of Appeals, this operation will be allowed to continue pending resolution of the instant proceeding.

3. In the foregoing circumstances, the Commission is of the view that the public interest would be served by affording interested parties an opportunity to submit their views and relevant data on the following proposal:

City	Add	Delete
Springfield, Ill.-----	26-, 36-	2+
St. Louis, Mo.-----	2	36-
Jacksonville, Ill.-----	49-	29
Davenport, Iowa-Rock Is-		
land-Moline, Ill.-----	68	36+
Terre Haute, Ind.-----	2+	

4. Authority for the adoption of the amendment proposed herein is contained in sections 4 (i) and (j), 303 and 307(b) of the Communications Act of 1934, as amended.

5. Pursuant to applicable procedures set out in § 1.213 of the Commission's rules, interested persons may file comments on or before October 16, 1961, and reply comments on or before October 30, 1961. All submissions by parties to this proceeding or by persons acting in behalf of such parties must be made in written comments, reply comments or other appropriate pleadings filed herein.

6. In accordance with the provisions of § 1.54 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: September 7, 1961.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8769; Filed, Sept. 13, 1961;
8:52 a.m.]

[47 CFR Part 3]

[Docket No. 14266 (RM-270); FCC 61-1087]

TABLE OF ASSIGNMENTS FOR CERTAIN TELEVISION BROADCAST STATIONS IN EUGENE, OREGON

Notice of Proposed Rule Making

1. Notice is hereby given of rule making in the above-entitled matter.
2. The Commission has before it for consideration a petition for rule making filed on June 27, 1961, by the Board of Directors of School District 4, Lane County, Oregon (the Eugene Public Schools) requesting the reservation of Channel 20 at Eugene, Oregon, for educational use.
3. Petitioner submits that there is no channel reserved for educational use in Eugene, Oregon. Since 1958, School District 4 has been offering a series of televised programs over KVAL-TV in Eugene and since 1960 has been offering an additional series over KOAC-TV in Corvallis, Oregon.
4. In March 1961, a Technical Facilities Committee was appointed to make a study of the cost of a new educational television station and to make recommendations to the Board of Directors of School District 4. The Board has now authorized the preparation of an

application for an educational television station if a channel is reserved at Eugene.

5. The School District therefore requests that the channel assignments in Eugene be amended as follows:

City	Channel No.	
	Present	Proposed
Eugene, Oreg.-----	9+, 13, 20+, 26	9+, 13, *20+, 26

6. The Commission is of the view that rule making should be instituted on this proposal in order that all interested parties may submit their views and relevant data.

7. Authority for the adoption of the amendment proposed herein is contained in sections 4(i) and 303 of the Communications Act of 1934, as amended.

8. Pursuant to applicable procedure set out in § 1.213 of the Commission's rules, interested parties may file comments on or before October 16, 1961, and reply comments on or before October 26, 1961. In reaching its decision on the rule amendment which is proposed herein, the Commission will not be limited to consideration of comments on record, but will take into account all relevant information obtained in any manner from informed sources.

9. In accordance with the provisions of § 1.54 of the rules, an original and 14 copies of all written comments and statements shall be furnished the Commission.

Adopted: September 7, 1961.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8770; Filed, Sept. 13, 1961;
8:52 a.m.]

[47 CFR Parts 7, 8]

[Docket No. 14252; FCC 61-1050]

PUBLIC COAST STATIONS AND SHIP STATIONS

Availability of Certain Frequencies

1. Public coast stations are authorized to operate on 2638 kc, on a daytime only basis, for safety and operational communication when the location of such station is 100 miles or more from the seacoast, the Great Lakes, the St. Lawrence, Illinois, and Ohio Rivers, and the Mississippi River south of Hastings, Minnesota. Such stations are located on inland lakes and rivers and are an important safety factor on such waters where there is no existing public coast station to serve the area's ship-shore needs.
2. At present, the rules require that applicants for such initial and renewal licenses make affirmative showings which relate to the infeasibility of using VHF frequencies. The reasons given must be other than the mere absence of necessary ship or coast equipment. In view of the fact that (1) VHF equipment

is not generally installed on pleasure craft or other vessels navigating on inland lakes or rivers, (2) the hours of use are limited by the rules to day only, and (3) the areas of use are restricted, it is proposed to amend the rules to require only an affirmative showing, with the original and renewal application, indicating the need for the desired safety and operational communications, and establishing the fact that such communications cannot be provided by using VHF. Such an amendment is appropriate since these public coast stations engage in safety and operational communications only. Further, such an amendment will simplify and clarify the present requirements.

3. The rules now require that ship station applicants specifically request authority to use 2638 kc, normally an intership frequency, to communicate with public coast stations authorized to operate on 2638 kc. The attached proposal would delete this requirement on the basis that such written request serves no useful purpose since the Commission, in authorizing a public coast station on 2638 kc, has already made the determination that the ship-shore communications on that frequency are necessary. The amendment would also lessen the burden on a ship radio station licensee who transports his boat by trailer from one inland body of water to another since he would not have to make a separate written request to use 2638 kc for ship-shore communications each time there is a change in locality.

4. It is also proposed to delete § 8.804 of the rules which is a listing of the public coast stations authorized for 2638 kc. Continuation of such a listing does not appear to be necessary since vessels on a particular inland lake or river are generally aware if such a facility is in operation.

5. Further, a general editing of the rules has also been effected in the interest of clarity.

6. The proposed amendments are issued under the authority contained in section 303(r) of the Communications Act of 1934, as amended.

7. Pursuant to applicable procedures set forth in § 1.213 of the Commission's rules, interested persons may file comments on or before October 16, 1961, and reply comments on or before October 26, 1961. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision in this proceeding, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

8. In accordance with § 1.54 of the Commission's rules, an original and fourteen copies of all statements, briefs or comments filed shall be furnished the Commission.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

A. Part 7 is amended as follows:

1. Section 7.306(d) is amended to read as follows:

§ 7.306 Availability of frequencies below 30 Mc.

* * * * *

(d) The frequency 2638 kc is available for assignment as a working frequency for class II public coast stations for the transmission of safety and operational communications under the following conditions:

(1) No other frequency in the band 1600-5000 kc is available for assignment to public coast stations at the proposed location;

(2) The proposed station is to be located within the continental United States (excluding Alaska) not less than 100 miles from the seacoast, the shores of navigable bays and sounds adjacent to the open sea, the shores of the Great Lakes, the Saint Lawrence River, the Illinois and Ohio Rivers, and the Mississippi River south of Hastings, Minnesota;

(3) The use of the frequency shall be confined exclusively to safety and operational communications;

(4) Except for safety communications, use of the frequency shall be limited to day only: *Provided*, That operational communications may be continued beyond such time to the extent necessary for compliance with the provisions of § 7.186(b); and

(5) An affirmative showing is submitted with the original application and each renewal application evidencing the need for the desired safety and operational communications and establishing the fact that such communications cannot be provided by the use of frequencies above 156 Mc.

B. Part 8 is amended as follows:

1. Section 8.354(b) is amended to read as follows:

§ 8.354 Frequencies below 5000 kc for public correspondence.

* * * * *

(b) The frequency 2638 kc is authorized to public ship stations as a working frequency to communicate with public coast stations authorized to operate on 2638 kc for the transmission of safety and operational communications.

(1) Except for safety communications, communications with such public coast stations shall be limited to day only: *Provided*, That operational communications may be continued beyond such time to the extent necessary for compliance with the provisions of § 8.183.

(2) Except in event of distress, use of the frequency 2638 kc by stations on board aircraft for communication with coast stations is not authorized.

§ 8.804 [Deletion]

2. Section 8.804 is deleted in its entirety.

[F.R. Doc. 61-8771; Filed, Sept. 13, 1961; 8:52 a.m.]

FEDERAL RESERVE SYSTEM

[12 CFR Parts 204, 217]

[Regs. D, Q]

RESERVES OF MEMBER BANKS; PAYMENT OF INTEREST ON DEPOSITS

Notice of Proposed Rule Making

The Board of Governors is considering amending paragraph (e) of § 217.1, which defines savings deposits under Part 217, relating to the payment of interest on deposits, and paragraph (e) of § 204.1, which defines savings deposits under Part 204, relating to reserves of member banks.

The purposes of the amendments to Part 217 are (1) to prevent certain practices that facilitate the use of a savings deposit as a regular means for drawing checks on the depository bank, and (2) to add certain liberalizing provisions which would permit payment of a savings deposit to anyone holding title to the deposit in a fiduciary capacity or pursuant to court order, or as security for credit extended to the depositor. The purpose of the amendment to Part 204 is to conform the definition of "savings deposits" as contained in this part to the proposed definition of this term in Part 217.

The proposed amendment to § 217.1 is as follows:

§ 217.1 Definitions.

* * * * *

(e) *Savings deposits.* (1) The term "savings deposit" means a deposit:

(i) Which consists of funds deposited to the credit of one or more individuals, or of a corporation, association, or other organization operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes and not operated for profit;⁴ or in which the entire beneficial interest is held by one or more individuals or by such a corporation, association, or other organization; and

(ii) With respect to which the depositor is required, or may at any time be required, by the bank to give notice in writing of an intended withdrawal not less than 30 days before such withdrawal is made.

(2) Subject to the provisions of subparagraph (3) of this paragraph, a member bank may permit withdrawals to be made from a savings deposit only through payment⁵ to the depositor him-

⁴Deposits in joint accounts of two or more individuals may be classified as savings deposits if they meet the other requirements of the above definition but deposits of a partnership operated for profit may not be so classified. Deposits to the credit of an individual of funds in which any beneficial interest is held by a corporation, partnership, association, or other organization operated for profit or not operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes may not be classified as savings deposits.

⁵Payment from a savings deposit or presentation of a pass book may be made over the counter, through the mails, or otherwise.

self (but not to any other person whether or not acting for the depositor), except:

(i) Where the deposit is represented by a pass book, to any person presenting the pass book;⁶

(ii) To an executor, administrator, trustee, or other fiduciary holding the savings deposit as part of a fiduciary estate;

(iii) To any person, including the depository bank, that has extended credit to the depositor on the security of the savings deposit, where such payment is made in order to enable the creditor to realize upon such security; or

(iv) Pursuant to the order of a court of competent jurisdiction.

(3) Notwithstanding the provisions of subparagraph (2) of this paragraph, no withdrawal shall be permitted by a member bank to be made from a savings deposit received after [effective date] through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor if such payment or transfer is made pursuant to any advertised plan or any agreement, written or oral, (i) which authorizes such payments or transfers of credit to be made as a normal practice in order to cover checks or drafts drawn by the depositor upon the bank, or (ii) which provides that such payments or transfers of credit shall be made at daily, monthly, or other such periodic intervals, except where made to enable the bank, on the depositor's behalf and pursuant to his written instructions, to effect the payment of taxes, insurance premiums, or installments of principal, interest, or other charges due on an indebtedness of the depositor.

(4) Where a savings deposit is evidenced by a pass book, every withdrawal made upon presentation of the pass book shall be entered in the pass book at the time of withdrawal, and every other withdrawal from such a deposit shall be entered in the pass book as soon as practicable after the withdrawal is made.

The proposed amendment to § 204.1 is as follows:

§ 204.1 Definitions.

(e) *Savings deposits.* The term "savings deposit" means a deposit:

(1) Which consists of funds deposited to the credit of one or more individuals, or of a corporation, association, or other organization operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes and not operated for profit;⁴ or in which the entire beneficial interest is held by one or more individuals or by such a corporation, association, or other organization; and

(2) With respect to which the depositor is required, or may at any time be required, by the bank to give notice in writing of an intended withdrawal not less than 30 days before such withdrawal is made.

This notice is published pursuant to section 4 of the Administrative Procedure Act and section 2 of the rules of procedure of the Board of Governors of the Federal Reserve System (12 CFR 262.2). The proposed changes are authorized

under the authority cited at 12 CFR Part 217.

To aid in the consideration of the foregoing matter, the Board will be glad to receive from interested persons any relevant data, views, or arguments. Although such material may be sent directly to the Board, it is preferable that it be sent to the Federal Reserve Bank of the district which will forward it to the Board to be considered. All such material should be submitted in writing to be received not later than 30 days after publication of this notice in the FEDERAL REGISTER.

Dated at Washington, D.C., this 8th day of September 1961.

BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM,

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 61-8802; Filed, Sept. 13, 1961;
8:53 a.m.]

FEDERAL DEPOSIT INSURANCE CORPORATION

[12 CFR Parts 327, 329]

ASSESSMENTS; PAYMENT OF DE- POSITS AND INTEREST THEREON BY INSURED NONMEMBER BANKS

Notice of Proposed Rule Making

The Board of Directors of the Federal Deposit Insurance Corporation is considering amending paragraph (e) of § 329.1, which defines savings deposits under Part 329, relating to the payment of deposits and interest thereon by insured nonmember banks, and subparagraph (4) of paragraph (b) of § 327.2 under Part 327, relating to assessments.

The purposes of the amendment to Part 329 are (1) to prevent certain practices that facilitate the use of a savings deposit as a regular means for drawing checks on the depository bank, and (2) to add certain liberalizing provisions which would permit payment of a savings deposit to anyone holding title to the deposit in a fiduciary capacity or pursuant to court order, or as security for credit extended to the depositor; and the purpose of the amendment to Part 327 is to conform the definition of the term "savings deposit" to the proposed definition of a savings deposit under Part 329.

The proposed amendment to § 329.1 is as follows:

§ 329.1 Definitions.

(e) *Savings deposits.* (1) The term "savings deposit" means a deposit:

No. 177—3

(i) Which consists of funds deposited to the credit of one or more individuals, or of a corporation, association, or other organization operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes and not operated for profit; or in which the entire beneficial interest is held by one or more individuals or by such a corporation, association, or other organization; and

(ii) In respect to which the depositor is required, or may at any time be required, by the bank to give notice in writing of an intended withdrawal not less than 30 days before such withdrawal is made.

(2) Subject to the provisions of subparagraph (3) of this paragraph, an insured nonmember bank may permit withdrawals to be made from a savings deposit only through payment⁴ to the depositor himself (but not to any other person whether or not acting for the depositor), except:

(i) Where the deposit is represented by a pass book, to any person presenting the pass book;⁵

(ii) To an executor, administrator, trustee, or other fiduciary holding the savings deposit as part of a fiduciary estate;

(iii) To any person, including the depository bank, that has extended credit to the depositor on the security of the savings deposit, where such payment is made in order to enable the creditor to realize upon such security; or

(iv) Pursuant to the order of a court of competent jurisdiction.

(3) Notwithstanding the provisions of subparagraph (2) of this paragraph, no withdrawal shall be permitted by an insured nonmember bank to be made from a savings deposit received after [effective date] through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor if such payment or transfer is made pursuant to any advertised plan or any agreement, written or oral, (i) which authorizes such payments or transfers of credit to be made as a normal practice in order to cover checks or drafts drawn by the depositor upon

⁴ Deposits in joint accounts of two or more individuals may be classified as savings deposits if they meet the other requirements of the above definition, but deposits of a partnership operated for profit may not be so classified. Deposits to the credit of an individual of funds in which any beneficial interest is held by a corporation, partnership, association, or other organization operated for profit or not operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes may not be classified as savings deposits.

⁵ Payment from a savings deposit or presentation of a pass book may be made over the counter, through the mails, or otherwise.

the bank, or (ii) which provides that such payments or transfers of credit shall be made at daily, monthly, or other such periodic intervals, except where made to enable the bank, on the depositor's behalf and pursuant to his written instructions, to effect the payment of taxes, insurance premiums, or installments of principal, interest, or other charges due on an indebtedness of the depositor.

(4) Where a savings deposit is evidenced by a pass book, every withdrawal made upon presentation of the pass book shall be entered in the pass book at the time of withdrawal, and every other withdrawal from such a deposit shall be entered in the pass book as soon as practicable after the withdrawal is made.

The proposed amendment to § 327.2 is as follows:

§ 327.2 Classification of deposits.

* * * * *

(b) * * *

(4) Savings deposits being deposits;

(i) Consisting of funds deposited to the credit of one or more individuals or of a corporation, association, or other organization operated primarily for religious, philanthropic, charitable, educational, fraternal, or other similar purposes and not operated for profit, or in which the entire beneficial interest is held by one or more individuals or by such a corporation, association, or other organization; and

(ii) In respect to which the depositor is required, or may at any time be required, by the bank to give notice in writing of an intended withdrawal not less than thirty (30) days before such withdrawal is made.

This notice is published pursuant to section 4 of the Administrative Procedure Act and Part 302 of the Corporation's rules and regulations (12 CFR Part 302). The proposed changes are authorized under the authority cited at Parts 329 and 327 of the Corporation's rules and regulations (12 CFR Parts 327, 329).

To aid in the consideration of the foregoing matter, the Board will be glad to receive from interested persons any relevant data, views, or comments pertaining to the proposed amendment which are submitted in writing by any interested person to the Secretary, Federal Deposit Insurance Corporation, Washington 25, D.C., to be received not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER.

FEDERAL DEPOSIT INSURANCE
CORPORATION,

[SEAL] E. F. DOWNEY,
Secretary.

[F.R. Doc. 61-8749; Filed, Sept. 13, 1961;
8:49 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary

ASSISTANT SECRETARY OF DEFENSE (CIVIL DEFENSE)

Delegation of Authority for Civil Defense Functions

The Deputy Secretary of Defense approved the following on September 2, 1961:

DELEGATION OF ADMINISTRATIVE AUTHORITIES FOR CIVIL DEFENSE FUNCTIONS

Reference (a): SecDef memo dated July 31, 1961; Subj: Interim Delegation of Administrative Authorities for Civil Defense Functions (26 F.R. 7840).

Pursuant to the authorities vested in the Secretary of Defense, the administrative authorities for civil defense functions contained in reference (a) are hereby delegated to the Assistant Secretary of Defense (Civil Defense), instead of to Mr. Adam Yarmolinsky, the Special Assistant to the Secretary of Defense, upon the appointment of the nominee for this Assistant Secretary position.

All memoranda, directives, and other actions taken by Mr. Yarmolinsky under reference (a) prior to the date of appointment of the Assistant Secretary will be continued in effect until superseded, modified or revoked.

MAURICE W. ROCHE,
*Administrative Secretary,
Office of the Secretary of Defense.*

[F.R. Doc. 61-8721; Filed, Sept. 13, 1961;
8:45 a.m.]

ORGANIZATIONAL STATEMENT

Assistant Secretary of Defense (Civil Defense)

The following organizational statement has been approved by the Deputy Secretary of Defense:

Assistant Secretary of Defense (Civil Defense) (DoD Directive 5140.1)

References: (a) E.O. 10952, dated July 20, 1961, assigning Civil Defense Responsibilities to the Secretary of Defense and Others; (b) SecDef memo dated July 31, 1961, Subject: Interim Organization and Operation of the Office of Civil Defense within the DoD (canceled herein) (26 F.R. 7840).

Pursuant to the authority vested in the Secretary of Defense, the provisions of reference (a), and the National Security Act of 1947, as amended, there is hereby established within the Department of Defense an Office of Civil Defense. One of the positions of Assistant Secretary of Defense authorized by the National Security Act of 1947, as amended, is designated as Assistant Secretary of Defense (Civil Defense) to head the Office of Civil Defense.

The responsibilities, functions, powers and authorities assigned to the Secretary of Defense by reference (a) are hereby redelegated to the Assistant Secretary of Defense (Civil Defense). These authorities will be exercised under the direction, authority and control of the Secretary of Defense and may be redelegated by the Assistant Secretary of Defense (Civil Defense) to such personnel in the Office of Civil Defense as he determines necessary to the effective performance of civil defense functions.

The Assistant Secretary of Defense (Civil Defense) will, in carrying out the responsibilities herein assigned, utilize to the maximum extent the existing facilities of the Department of Defense in lieu of duplicating such facilities within his office.

The Office of Civil Defense will be provided such personnel, facilities, and other support as the Secretary of Defense determines to be necessary.

Reference (b) is canceled upon issuance of this directive which is effective immediately.

MAURICE W. ROCHE,
*Administrative Secretary,
Office of the Secretary of Defense.*

[F.R. Doc. 61-8722; Filed, Sept. 13, 1961;
8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Group No. 409]

CALIFORNIA

Notice of Filing of Plats of Survey

SEPTEMBER 5, 1961.

1. Plats of survey of the lands described below will be officially filed in the Land Office, Los Angeles, California, effective at 10:00 a.m., September 12, 1961.

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 2 N., R. 17 E.,
Sec. 1: Lots 1 to 10 incl., SW $\frac{1}{4}$ NE $\frac{1}{4}$,
S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 2: Lots 1 to 4 incl., S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$,
S $\frac{1}{2}$;
Sec. 12: Lots 1 to 8 incl., W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 13: Lots 1 to 8 incl., W $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described aggregates 2,836.45 acres.

T. 3 N., R. 17 E.,
Sec. 36: Lots 1 to 4 incl., W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described aggregates 641.95 acres.

2. Except for and subject to valid existing rights, it is presumed that title to the following land passed to the State of California upon acceptance of the above-mentioned plat of survey:

SAN BERNARDINO MERIDIAN

T. 3 N., R. 17 E.,
Sec. 36: Lots 1 to 4 incl., N $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$.

The area described aggregates 641.95 acres

3. Land use characteristics:

SAN BERNARDINO MERIDIAN, CALIFORNIA

The subject land, in both Ts. 2 and 3 N., Rges. 17 E., is vacant desert in southeastern San Bernardino County, just north of Danby Dry Lake.

The topography ranges from rough to level and the entire area is dissected by numerous washes that are a part of the drainage from the Old Woman Mountains to the north.

Vegetation is sparse, consisting of creosote bush, greasewood, sagebrush, cacti, and annual grasses.

4. The public lands affected by this order are hereby restored to the operation of the public land laws, subject to any valid existing rights, the provisions of existing withdrawals, and the requirements of applicable laws, rules, and regulations.

5. Applications and offers under the mineral leasing laws presented prior to 10:00 a.m., on September 12, 1961, will be considered as simultaneously filed as of that date and hour.

6. The lands will be open to location under the United States mining laws, beginning at 10:00 a.m., on September 12, 1961.

7. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their application, setting forth all facts relevant to their claims.

8. Inquiries concerning these lands should be addressed to the Manager, Land Office, Bureau of Land Management, 215 West Seventh Street, Los Angeles 14, California.

ROLLA E. CHANDLER,
Manager, Los Angeles Land Office.

[F.R. Doc. 61-8741; Filed, Sept. 13, 1961;
8:48 a.m.]

ALASKA

Notice of Proposed Transfer of Jurisdiction

SEPTEMBER 8, 1961.

Notice is hereby given that the Office of Territories, Department of the Interior, has made application, Anchorage 023277, for transfer of jurisdiction of interest to the Office of Territories, under section 7 of the Public Works Act of August 24, 1949 (63 Stat. 629; 48 U.S.C. 486e), in the following described land, to be used as an easement for the Cordova Water System, Project No. 50-A-116:

Starting at corner No. 1 of the proposed reservoir site at approximately latitude 60°32'10", longitude 145°45'23", which bears North 78°38' W., 3,566.07 feet from corner No. 1 M.C. U.S. Survey 1765; thence North 42°17', East 170.37 feet to point of beginning; thence North 17°53' West 188.69 feet; thence North 15°20' West 99.0 feet; thence North 20°17' West 95.0 feet; thence North 13°35' West 247.0 feet; thence North 8°54' West 164.0 feet more or less to the intersection with the Southerly boundary of the right-of-way of the Three Mile Bay Road, the point of ending.

The purpose of this notice is to give persons having bona fide objections to the transfer, the opportunity to file with the Manager, Land Office, Anchorage, Alaska, a protest within 30 days from the date of the notice, together with evidence that a copy of the protest has been served on the District Director, Office of Territories, Juneau, Alaska.

WARNER T. MAY,
Manager.

[F.R. Doc. 61-8740; Filed, Sept. 13, 1961;
8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

COOPERATIVE STATE EXPERIMENT STATION SERVICE

Delegation of Authority and Assign- ment of Functions

Pursuant to Reorganization Plan No. 2 of 1953 under terms of the Reorganization Act of 1949 as amended (5 U.S.C. 1332) there is established in the Department of Agriculture the Cooperative State Experiment Station Service, headed by an Administrator authorized to exercise the general delegations provided in 7 CFR 1.201.

Under the general direction and supervision of the Assistant Secretary, Federal-States Relations, the Cooperative State Experiment Station Service will administer, subject to the coordination of research activities by the Administrator, Agricultural Research Service, the following functions heretofore carried out by the State Experiment Stations Division of the Agricultural Research Service:

a. The administration of the Agricultural Experiment Stations Act of August 11, 1955 (Hatch Act of 1887, as amended, 7 U.S.C. 361a-361i).

b. Payments under section 204(b) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1623) to State agricultural experiment stations.

The Cooperative State Experiment Station Service will also review and evaluate State and Federal research proposals as a means of achieving coordination between Department and State research, under the supervision of the Administrator of the Agricultural Research Service pending further studies and review.

Done at Washington, D.C., September 11, 1961.

CHARLES S. MURPHY,
Under Secretary.

[F.R. Doc. 61-8776; Filed, Sept. 13, 1961;
8:53 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Programs

[File 38-3]

HYDROCARBON RESEARCH, INC.

Extension of Temporary Consent Order

An investigation was instituted by the Investigation Staff, Bureau of Foreign Commerce, now the Bureau of International Programs, into the possible unauthorized use by respondent Hydrocarbon Research, Inc., 115 Broadway, New York 6, N.Y., of unpublished technical data of United States origin in the design, construction and operation of an oil refining and petrochemical plant in a Soviet bloc country. The respondent and the Investigation Staff consented to the issuance of a temporary consent order for 90 days, which was issued on June 15, 1961. The Investigation Staff has asked for, and respondent has consented to, an extension for a period of 90 days of the terms of that order as authorized in paragraph (3) thereof. The Compliance Commissioner being fully advised in the premises and having recommended that said order be entered, and the undersigned having concluded that it is in the public interest and necessary to achieve effective enforcement of the law that such an order be entered, it is ordered as follows:

(1) Hydrocarbon Research, Inc., its officers, directors, agents, and employees, as well as Hydrocarbon Mineraloel, G.m.b.H., Duesseldorf, Germany, and Hydrocarbon Engineering, S.a.r.l., Paris, France, their officers, directors, agents, and employees, as well as any other person, firm, corporation or business organization with which respondent may be now or hereafter related by ownership, affiliation or control, whether located in the United States or abroad, shall submit to the Bureau of International Programs full and complete documentation of the transaction and obtain the Bureau's specific written authorization therefor, prior to engaging in any manner, form or capacity in any transaction which may involve, directly or indirectly, the exportation from the United States or the re-exportation from another destination following exportation from the United States, to the Sino-Soviet bloc (including Poland) or Cuba of any commodity or of any published or unpublished technical data of U.S. origin or product thereof, as defined in the Export Regulations.

(2) No person, firm, corporation or other business organization, within the United States or elsewhere, without prior disclosure of the facts to, and specific written authorization from, the Bureau of International Programs, shall knowingly, directly or indirectly, in any manner, form or capacity, participate in any transaction within the scope of paragraph (1) of this order in which the respondent, its related persons or firms are involved.

(3) This order shall take effect forthwith and shall remain in effect for a period of ninety (90) days from the date hereof, unless sooner vacated, and may

upon ten (10) days notice to the respondent and upon good cause shown be further extended.

(4) A certified copy of this order shall be served upon the respondent and the named related firms.

Dated: September 8, 1961.

JOHN C. BORTON,
Director, Office of Export Control.

[F.R. Doc. 61-8773; Filed, Sept. 13, 1961;
8:50 a.m.]

Office of the Secretary

RICHARD P. STEINER

Report of Appointment and Statement of Financial Interests

Report of appointment and statement of financial interests required by section 710(b)(6) of the Defense Production Act of 1950, as amended.

Report of appointment

1. Name of appointee: Richard P. Steiner.
2. Employing agency: Department of Commerce, Business and Defense Services Administration.
3. Date of appointment: August 21, 1961.
4. Title of position: Consultant.
5. Name of private employer: General Cable Corp., 730 3d Avenue, New York 17, N.Y.

CARLTON HAYWARD,
Director of Personnel.

AUGUST 30, 1961.

Statement of financial interests

6. Names of any corporations of which the appointee is an officer or director or within 60 days preceding appointment has been an officer or director, or in which the appointee owns or within 60 days preceding appointment has owned any stocks, bonds, or other financial interests; any partnerships in which the appointee is, or within 60 days preceding appointment was, a partner; and any other businesses in which the appointee owns, or within 60 days preceding appointment has owned, any similar interest.

General Cable Corp.
Fairchild Camera & Instrument Corp.
Resistoflex Corp.
Metromedia, Inc.
Copperweld Steel Co.
Bank Deposits.

RICHARD P. STEINER.

AUGUST 25, 1961.

[F.R. Doc. 61-8752; Filed, Sept. 13, 1961;
8:50 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[List 25; FCC 61-1084]

STANDARD BROADCAST APPLICATIONS READY AND AVAILABLE FOR PROCESSING

SEPTEMBER 11, 1961.

Notice is hereby given, pursuant to section 1.354(c) of the Commission rules,

that on October 18, 1961, the standard broadcast applications listed below will be considered as ready and available for processing, and that pursuant to §§ 1.106 (b) (1) and 1.361(c) of the Commission rules, an application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on October 17, 1961, which involves a conflict necessitating a hearing with an application on this list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., by whichever date is earlier; (a) the close of business on October 17, 1961, or (b) the earlier effective cut-off date which a listed application or any other conflicting application may have by virtue of conflicts necessitating a hearing with applications appearing on previous lists.

The attention of any party in interest desiring to file pleadings concerning any pending standard broadcast application pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 1.359(f) of the Commission rules for provisions governing the time of filing and other requirements relating to such pleadings.

Adopted: September 7, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

APPLICATIONS FROM THE TOP OF THE PROCESSING LINE

- BML-1688 KNBX, Seattle, Wash.
East Side Broadcasting Co.
Has: 1050 kc, 1 kw, Day (Kirkland, Wash.).
Req: 1050 kc, 5 kw, Day (Seattle, Wash.).
- BP-11570 WPIT, Pittsburgh, Pa.
WPIT, Inc.
Has: 730 kc, 1 kw, Day.
Req: 730 kc, 5 kw, Day.
- BP-11634 WAQE, Towson, Md.
WTOW, Inc.
Has: 1570 kc, 1 kw, Day.
Req: 1570 kc, 5 kw, DA, Day.
- BP-13061 WKRK, Murphy, N.C.
Childress Broadcasting Corp. of Murphy.
Has: 1390 kc, 1 kw, Day.
Req: 1320 kc, 5 kw, Day.
- BP-14202 KRIO, McAllen, Tex.
Valley Broadcasting Co., Inc.
Has: 910 kc, 1 kw, DA-1, U.
Req: 910 kc, 1 kw, 5 kw-LS, DA-2, U.
- BP-14203 New, Mount Holly, N.C.
Harry A. Epperson, Jr.
Req: 1520 kc, 10 kw, 1 kw (CH), Day.
- BP-14207 New, St. Martinville, La.
St. Martin Broadcasting Co.
Req: 1570 kc, 250 w, Day.
- BP-14208 WVJS, Owensboro, Ky.
Owensboro On the Air, Inc.
Has: 1420 kc, 1 kw, DA-2, U.
Req: 1420 kc, 1 kw, 5 kw-LS, DA-2, U.
- BP-14210 KVCV, Redding, Calif.
Golden Empire Broadcasting Co.
Has: 600 kc, 1 kw, DA-1, U.
Req: 600 kc, 1 kw, 5 kw-LS, DA-2, U.
- BP-14211 New, Englewood, Fla.
Sarasota-Charlotte Broadcasting Corp.
Req: 1530 kc, 1 kw, Day.
- BP-14212 New, East Syracuse, N.Y.
Wide Water Broadcasting Co., Inc.
Req: 1540 kc, 1 kw, Day.
- BP-14223 New, Casey, Ill.
Paul Dean Ford.
Req: 800 kc, 250 w, Day.
- BP-14224 New, Agana, Territory of Guam.
Guam Broadcasters, Inc.
Req: 990 kc, 1 kw, U.
- BP-14226 New, Hohenwald, Tenn.
Hohenwald Broadcasting Corp.
Req: 1150 kc, 500 w, Day.
- BP-14229 WLB, Bowling Green, Ky.
Bowling Green Broadcasters, Inc.
Has: 1410 kc, 1 kw, 5 kw-LS, DA-2, U.
Req: 1410 kc, 1 kw, 5 kw-LS, DA-N, U.
- BMP-9055 WDSU, New Orleans, La.
WDSU Broadcasting Corp.
Has Lic: 1280 kc, 5 kw, DA-1, U.
Has CP: Change antenna-transmitter location.
Req MP: 1280 kc, 5 kw, DA-N, U.
- BP-14233 KWKW, Pasadena, Calif.
KWKW, Inc.
Has: 1300 kc, 1 kw, DA-N, U.
Req: 1300 kc, 1 kw, 5 kw-LS, DA-2, U.
- BML-1898 WKYN, Rio Piedras, P.R.
Quality Broadcasting Corp.
Has: 630 kc, 1 kw, Day.
Req: 630 kc, 1 kw, U.
- BP-14234 New, Somerville, N.J.
Somerset County Broadcasting Co.
Req: 1530 kc, 1 kw, DA, Day.
- BP-14236 WMDD, Fajardo, P.R.
WMDD, Inc.
Has: 1490 kc, 250 w, U.
Req: 1480 kc, 5 kw, U.
- BMP-9060 KKKW, Lafayette, La.
General Communications, Inc.
Has CP: 1520 kc, 500 w, DA-1, U.
Req MP: 1520 kc, 500 w, 10 kw-LS, DA-2, U.
- BP-14237 New, East Gastonia, N.C.
Boyce J. Hanna.
Req: 1510 kc, 5 kw, 500 w (CH), Day.
- BP-14238 WEMP, Milwaukee, Wis.
Milwaukee Broadcasting Co.
Has: 1250 kc, 5 kw, DA-2, U.
Req: Change directional antenna and ground system.
- BP-14239 New, Norton, Kans.
Norton Broadcasting, Inc.
Req: 1530 kc, 1 kw, Day.
- BP-14241 KUKO, Post, Tex.
Radio Station KUKO.
Has: 1370 kc, 500 w, Day.
Req: 1370 kc, 1 kw, Day.
- BP-14242 New, Spartanburg, S.C.
Lee-Blake Broadcasting Co.
Req: 1520 kc, 1 kw, Day.
- BP-14244 New, Mineola, Tex.
Mineola Broadcasting Co.
Req: 1510 kc, 250 w, Day.
- BP-14245 New, Napoleon, Ohio.
The Downriver Broadcasting Association.
Req: 1540 kc, 500 w, DA, Day.
- BP-14248 New, Mayville, N. Dak.
Marlin T. Obie and Henry G. Tweten.
Req: 1520 kc, 250 w, Day.
- BP-14251 KEE, Twin Falls, Idaho.
Radio Sales Corp.
Has: 1450 kc, 250 w, U.
Req: 1450 kc, 250 w, 1 kw-LS, U.
- BP-14253 New, San Sebastian, P.R.
Pepino Broadcasters, Inc.
Req: 1460 kc, 500 w, U.
- BP-14259 KASH, Eugene, Ore.
Radio Air Ways, Inc.
Has: 1600 kc, 1 kw, DA-N, U.
Req: 1600 kc, 1 kw, 5 kw-LS, DA-N, U.
- BP-14260 WSME, Sanford, Maine.
York Broadcasting Co.
Has: 1220 kc, 1 kw, Day.
Req: 1480 kc, 500 w, Day.
- BP-14263 New, Honolulu, Hawaii.
John Hutton Corp.
Req: 1500 kc, 1 kw, U.
- BP-14264 WSVS, Crewe, Va.
Southern Virginia Broadcasting Corp.
Has: 800 kc, 1 kw, Day.
Req: 800 kc, 5 kw, Day.
- BMP-9091 WHSM, Hayward, Wis.
WJMC, Inc.
Has Lic: 910 kc, 1 kw, Day.
Has CP: 910 kc, 5 kw, DA, Day.
Req MP: 910 kc, 5 kw, Day.
- BP-14272 KLUE, Longview, Tex.
Radio Longview, Inc.
Has: 1280 kc, 1 kw, Day.
Req: 1280 kc, 5 kw, Day.
- BP-14273 New, Logan, Utah.
George Stuart Nixon.
Req: 1300 kc, 1 kw, Day.
- BP-14274 WBEJ, Elizabethton, Tenn.
WBEJ, Inc.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.
- BP-14275 WJBK, Detroit, Mich.
Storer Broadcasting Co.
Has: 1500 kc, 1 kw, 10 kw-LS, DA-2, U.
Req: 1500 kc, 5 kw, 50 kw-LS, DA-2, U.
- BP-14277 KAIM, Honolulu, Hawaii.
Christian Broadcasting Association.
Has: 870 kc, 1 kw, U.
Req: 870 kc, 5 kw, U.
- BP-14278 WDUK, Waupaca, Wis.
Laird Broadcasting Co., Inc.
Has: 800 kc, 1 kw, Day.
Req: 800 kc, 5 kw, DA, Day.
- BP-14279 New, Rossford-Toledo, Ohio.
Rossford Broadcasting, Inc.
Req: 1520 kc, 1 kw, DA-1, U.
- BP-14280 New, Jena, La.
LaSalle Broadcasters.
Req: 1480 kc, 500 w, Day.
- BP-14281 KFGQ, Boone, Iowa.
Boone Biblical College.
Has: 1260 kc, 250 w, Day.
Req: 1260 kc, 1 kw, Day.
- BP-14282 New, Mocksville, N.C.
Will P. Erwin.
Req: 1560 kc, 250 w, Day.
- BP-14283 New, Flagstaff, Ariz.
Dateline Broadcasters.
Req: 1400 kc, 250 w, U.
- BP-14284 New, Eugene, Ore.
Willamette Family Stations, Inc.
Req: 1540 kc, 1 kw, Day.
- BP-14285 WQDY, Calais, Maine.
St. Croix Broadcasting Co.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.
- BP-14287 New, Merkel, Tex.
Taylor County Broadcasting Co.
Req: 1500 kc, 250 w, Day.

[F.R. Doc. 61-8755; Filed, Sept. 13, 1961; 8:50 a.m.]

[FCC 61-1041]

COMMERCIAL AND AMATEUR RADIO OPERATOR EXAMINATIONS AT MARINE OFFICES

Statement of Organization, Delegations of Authority and Other Information

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 7th day of September 1961;

The Commission having under consideration a modification of the authority delegated to Marine Supervisors at marine offices; and

It appearing that it will be in the public interest to conduct all classes of operator examinations at marine offices; and

It further appearing that Marine Supervisors should have authority to act on applications for radio operator licenses and applications relating to the time within which an applicant for an amateur or commercial radio operator license may take an examination after having failed a previous examination (§§ 12.49 and 13.27 of the rules); and

It further appearing that the amendment adopted herein pertains to Commission management and organization, and hence that section 4 of the Administrative Procedure Act is inapplicable;

It is ordered, Effective November 1, 1961, pursuant to authority contained in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and pursuant to section 3(a) of the Administrative Procedure Act, that section 0.284(b) of Statement of Organization, Delegations of Authority, and Other Information is amended as set forth below.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

Section 0.284(b) is amended to read as follows:

(b) The Marine Supervisor at each marine office of the Field Engineering and Monitoring Bureau is delegated authority to act upon matters set forth in section 0.281 (a), (d), (e), (g), (j), and (k).

[F.R. Doc. 61-8756; Filed, Sept. 13, 1961; 8:50 a.m.]

[Docket No. 13780; FCC 61M-1435]

AMERICAN TELEPHONE AND TELEGRAPH CO.

Order Continuing Hearing Conference

In the matter of American Telephone and Telegraph Company, Docket No. 13780, regulations and charges for special arrangements provided as part of the communications system used in the Ballistic Missile Early Warning System (BMEWS) and regulations and charges for switching and signaling arrangements provided as part of the Command Post Alerting Network (COPAN).

The Hearing Examiner having under consideration motion for continuance, filed August 25, 1961, by the Department of the Air Force, acting for and on behalf of the Department of Defense, and response to motion for continuance, filed August 29, 1961, on behalf of the American Telephone and Telegraph Company;

It appearing that a prehearing conference is scheduled in this proceeding for September 13, 1961 and the evidentiary hearing for October 30, 1961;

It further appearing that the petitioner requests that the prehearing conference and hearing be held in abeyance until after completion of the engineering and installation of Phase II of COPAN, which is anticipated by the end of this calendar year;

It further appearing that American Telephone and Telegraph Company, respondent in this proceeding, interposes no objection to the continuance requested by the Department of Defense and counsel for Chief, Common Carrier Bureau of the Commission has verbally informed the Hearing Examiner that it likewise does not oppose the continuance;

It further appearing that good cause does exist why the motion for continuance should be granted;

Accordingly, it is ordered, This 1st day of September 1961, that the motion for continuance is granted, the hearing conference scheduled for September 13, 1961, and the evidentiary hearing now scheduled for October 30, 1961, be, and the same are hereby, continued without date.

Released: September 5, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8757; Filed, Sept. 13, 1961; 8:51 a.m.]

[Docket No. 14251; FCC 61-1039]

AMERICAN TELEPHONE AND TELEGRAPH CO.

Order Instituting Investigation

In the matter of American Telephone and Telegraph Company, Docket No. 14251, regulations and charges for TELPAK services and channels.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 7th day of September 1961:

The Commission having before it:

(1) Tariff F.C.C. No. 250 of the American Telephone and Telegraph Company (A.T. & T.) applicable to TELPAK services and channels;

(2) Certain revisions of that tariff filed August 3, 1961, under Transmittal Letter No. 6800, to become effective September 8, 1961; namely, 4th Revised Page 9, 2nd Revised Page 9A, 1st Revised Page 10, 2nd Revised Page 11, 2nd Revised Page 12, 1st Revised Page 13, 3rd Revised Page 14, 10th Revised Page 15, 1st Revised Page 16, 1st Revised Page 17, 1st Revised Page 18, 2nd Revised Page 19, 1st Revised Page 20, and 8th Revised Page 21;

(3) Information submitted in support of the TELPAK tariff by A.T. & T.;

(4) The pleadings filed in conjunction with our order of February 15, 1961, in the matter of petition of Motorola Inc. (FCC 61-196), which order denied Motorola's request for suspension of the TELPAK tariff and reserved action on Motorola's request for an investigation of the tariff;

(5) A petition filed March 9, 1961, by The Western Union Telegraph Company

(Western Union) requesting, inter alia, an investigation into the lawfulness of the TELPAK tariff, an opposition to said petition filed March 20, 1961, by A.T. & T. and a reply thereto filed March 27, 1961, by Western Union;

(6) Memorandum opinions and orders adopted by the Commission on April 12 and June 28, 1961, in the matter of American Telephone and Telegraph Company (FCC 61-478 and 61-809), requiring that TELPAK rates be applied only where facilities are furnished by means of discrete broadband channels;

(7) A protest against the above-mentioned August 3 revisions of the TELPAK tariff filed August 28, 1961, by Western Union requesting the Commission to reject or order withdrawn said revisions or to suspend and institute an investigation into the lawfulness of the same;

(8) A petition filed August 29, 1961, by Motorola requesting that the Commission order the August 3 revisions of the tariff canceled or suspend those revisions and, in either case, institute an investigation into the lawfulness of the TELPAK tariff;

(9) A reply of A.T. & T. filed September 5, 1961, to the protest of Western Union and to the August 29 petition of Motorola together with an opposition to Western Union's protest filed September 5, 1961, by Aeronautical Radio, Inc., as well as comments filed September 1, 1961, by the NAM Committee on Manufacturers Radio Use urging the Commission to allow the amended TELPAK schedules to become effective as proposed;

(10) Other tariffs of A.T. & T. applicable to various private line services and channels, including conformatory revisions of such tariffs filed under Transmittal Letter No. 6800 on August 3, 1961, those tariffs being Tariff F.C.C. Nos. 134, 135, 140, 208, 220, 231, and 237; and

It appearing that, by virtue of the above-mentioned revisions of the tariff, the communication service to which TELPAK rates will apply is in all material respects indistinguishable from that offered under other tariffs of A.T. & T. to which different rates apply; and

It further appearing that TELPAK rates are designed to afford to the large volume user rates lower per chargeable unit of service than those which apply under A.T. & T.'s other tariffs for similar service; and

It further appearing that the Commission is unable to determine from the cost material submitted in support of the TELPAK tariff whether the rates contained therein are, or will be, compensatory or will cast an undue burden on the users of A.T. & T.'s communications services which are not furnished under the TELPAK tariff; and

It further appearing that the application of the rates contained in the TELPAK tariff may adversely affect competition in the field of communications; and

It further appearing that the Commission is unable to determine that the regulations and charges contained in

Tariff F.C.C. No. 250 are or will be just and reasonable or otherwise lawful under the provisions of section 201(b) or section 202(a) of the Communications Act of 1934, as amended; and

It further appearing that Western Union's request contained in its petition of March 9 for an order requiring A.T. & T. to compile and preserve certain usage and merchandising information relative to TELPAK does not seem feasible or desirable at this time but is rather a matter to be resolved within the usual hearing case procedures; and

It further appearing that to reject or order withdrawn or cancelled the proposed tariff schedules would be inappropriate at this time; and

It further appearing that this is not a suitable medium for an investigation into A.T. & T.'s general regulations covering the interconnection of privately owned communications systems with the exchange, toll or private line facilities of the telephone company; and

It further appearing that, if the August 3 revisions of Tariff F.C.C. No. 250 are permitted to become effective as scheduled, substantial injury to the rights and interests of the public may result if the tariff schedules are determined to be unjust, unreasonable, or otherwise unlawful;

It is ordered, That, pursuant to the provisions of sections 201, 202, 204, 205, and 403 of the Communications Act of 1934, as amended, an investigation is hereby instituted into the lawfulness of the classifications, regulations, and practices contained in A.T. & T.'s Tariff F.C.C. No. 250 and all amendments thereto and successive issues thereof;

It is further ordered, That, without in any way limiting the scope of the investigation, it shall include consideration of the following:

(1) Whether any of the classifications, regulations, and practices contained in Tariff F.C.C. No. 250 are or will be unjust and unreasonable within the meaning of section 201(b) of the Communications Act of 1934, as amended;

(2) Whether Tariff F.C.C. No. 250 will subject any person or class of persons to unjust or unreasonable discrimination or give any undue or unreasonable preference or advantage to any person, class of persons or locality, or subject any person, class of persons, or locality to any undue or unreasonable prejudice or disadvantage within the meaning of section 202(a) of the Communications Act of 1934, as amended;

(3) Whether the furnishing of services and channels under the TELPAK tariff will have a detrimental or unlawful effect on the competitive situations existing among the communications common carriers themselves or between communications common carriers and other segments of the communications industry such as private communications systems manufacturers and suppliers;

(4) Whether the Commission should prescribe just and reasonable charges, classifications, regulations, and practices to be hereafter followed with re-

spect to the service governed by the aforementioned tariff schedules and, if so, what charges, classifications, regulations, and practices should be prescribed;

It is further ordered, That, pursuant to the provisions of section 204 of the Communications Act of 1934, as amended, and for the reasons given above, the aforementioned revisions of Tariff F.C.C. No. 250 and the related conformatory revisions of Tariff F.C.C. Nos. 134, 135, 140, 208, 220, 231, and 237 are suspended for a period of three months commencing September 8, 1961, the proposed effective date of said revisions;

It is further ordered, That a hearing be held in this proceeding at the Commission's offices in Washington, D.C., at a time to be specified, and that the examiner to be designated to preside at the hearing shall certify the record to the Commission for decision without preparing either an Initial or Recommended Decision;

It is further ordered, That American Telephone and Telegraph Company and all carriers concurring in Tariff F.C.C. No. 250 are hereby made parties respondent in the proceedings, and that The Western Union Telegraph Company and Motorola, Inc., are hereby granted leave to intervene upon filing notice of intention to participate in these proceedings at least 10 days prior to the initial hearing or hearing conference;

It is further ordered, That the petition and the protest of The Western Union Telegraph Company filed March 9 and August 28, 1961, and the petitions of Motorola, Inc., filed February 8 and August 29, 1961, are granted to the extent indicated herein and in all other respects denied.

Released: September 8, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8758; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket Nos. 12865, 12866; FCC 61M-1433]

CHRONICLE PUBLISHING CO. (KRON-TV) AND AMERICAN BROADCASTING-PARAMOUNT THEATRES, INC. (KGO-TV)

Order Continuing Hearing Conference

In re applications of Chronicle Publishing Company (KRON-TV), San Francisco, California, Docket No. 12865, File No. BPCT-2168; American Broadcasting-Paramount Theatres, Inc. (KGO-TV), San Francisco, California, Docket No. 12866, File No. BPCT-2401; for construction permits to increase antenna heights.

Upon the Hearing Examiner's own motion, due to the absence of counsel for the Broadcast Bureau on official business: *It is ordered*. This 1st day of September 1961, that the prehearing conference now scheduled for September 14, 1961, be, and the same is hereby

rescheduled for October 10, 1961, 10:00 a.m., in the offices of the Commission, Washington, D.C.

Released: September 5, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8759; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket No. 14206; FCC 61M-1438]

HAROLD RAY CLAYPOOLE

Order Advancing Hearing Date

In re application of Harold Ray Claypoole, P.O. Box 615, Midland, Ohio, Docket No. 14206, application for conditional class amateur radio operator and station license.

The Acting Chief Hearing Examiner having under consideration the request dated August 11, 1961, of Harold R. Claypoole requesting that the hearing in this proceeding be transferred from Washington, D.C., to Cincinnati, Ohio;

It appearing that Hearing Examiner Forest L. McClenning should be designated as Hearing Examiner in this proceeding in lieu of Hearing Examiner Elizabeth C. Smith and that the matter should be rescheduled for hearing in Cincinnati, Ohio;

Therefore, it is ordered, This 1st day of September 1961, that Forest L. McClenning is hereby designated as Hearing Examiner in this proceeding in lieu of Elizabeth C. Smith;

It is further ordered, That the hearing presently scheduled for October 5, 1961, in Cincinnati, Ohio, is hereby rescheduled for September 15, 1961, in Cincinnati, Ohio at 10:00 o'clock a.m. at a place to be hereinafter designated.

Released: September 5, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-8760; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket Nos. 14181, 14182; FCC 61M-1459]

ELBERT H. DEAN AND B. L. GOLDEN, AND GLOMOR MUSIC BROADCASTERS, INC. (KHOT)

Order Continuing Hearing

In re applications of Elbert H. Dean and B. L. Golden, Lemoore, California, Docket No. 14181, File No. BP-12811; Glomor Music Broadcasters, Inc. (KHOT), Madera, California, Docket No. 14182, File No. BP-14294; for construction permits.

By agreement of the parties reached at a prehearing conference in the above-entitled matter on this date: *It is ordered*, This 7th day of September 1961, that the hearing presently scheduled for September 21, 1961, be, and the same is

hereby, continued to a date to be set by subsequent order.

Released: September 8, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] **BEN F. WAPLE,**
Acting Secretary.

[F.R. Doc. 61-8761; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket No. 14043; FCC 61M-1457]

MELODY MUSIC, INC. (WGMA)

Order Continuing Hearing

In re application of Melody Music, Inc. (WGMA), Hollywood, Florida, Docket No. 14043, File No. BR-2855, for renewal of license of station WGMA, Hollywood, Florida.

Pursuant to oral motion granted during the prehearing conference in the above-styled proceeding held on this date: *It is ordered*, This 7th day of September 1961, that the hearing presently scheduled for October 18, 1961, is continued to a date to be fixed at the further prehearing conference to be held on September 21, 1961, at 9 a.m., in Washington, D.C.

Released: September 8, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] **BEN F. WAPLE,**
Acting Secretary.

[F.R. Doc. 61-8763; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket Nos. 14211, 14212; FCC 61M-1472]

**PUTNAM BROADCASTING CORP. AND
PORT CHESTER BROADCASTING
CO.**

Order Continuing Hearing

In re applications of Putnam Broadcasting Corporation, Brewster, New York, Docket No. 14211, File No. BP-13562; Nicholas J. Zaccagnino, tr/as Port Chester Broadcasting Co., Port Chester, New York, Docket No. 14212, File No. BP-14572; for construction permits.

A prehearing conference in the above-entitled matter having been held on September 7, 1961, and it appearing from the record made therein that certain agreements were reached which properly should be formalized by order;

It is ordered, This 8th day of September 1961, that:

(1) Preliminary drafts of the applicants' technical engineering exhibits shall be exchanged among the parties on October 16, 1961;

(2) All exhibits to be offered in evidence in the presentation of the direct affirmative cases shall be exchanged among the parties and copies thereof supplied the Hearing Examiner on October 30, 1961;

It is further ordered, That the hearing herein presently scheduled to commence on October 11, 1961, is continued to November 6, 1961, commencing at 10:00

a.m. in the offices of the Commission, Washington, D.C.

Released: September 11, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] **BEN F. WAPLE,**
Acting Secretary.

[F.R. Doc. 61-8764; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket No. 12798 etc.; FCC 61M-1447]

**RADIO CRAWFORDSVILLE, INC.,
ET AL.**

Order Continuing Hearing

In re applications of Radio Crawfordsville, Inc., Crawfordsville, Indiana, Docket No. 12798, File No. BP-12330; et al., Docket Nos. 12799, 12800, 12803, 12805, 12906, 12907, for construction permits.

The Hearing Examiner having under consideration a petition for continuance filed by Radio Crawfordsville, Inc., and Grundy Broadcasting Company on September 6, 1961;

It appearing that further hearing is scheduled for September 11 but petitioner represents that in the present state of engineering exhibits it appears likely that there will be extensive cross-examination and rebuttal evidence which might be avoided by additional time; and

It further appearing that counsel for the petitioners will be out of Washington on September 11 to attend another Commission hearing; and

It further appearing that the other parties have informally expressed no objection to the requested continuance;

It is ordered, This 6th day of September 1961, that the petition is granted and the hearing is continued from September 11 to September 26, 1961.

Released: September 7, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] **BEN F. WAPLE,**
Acting Secretary.

[F.R. Doc. 61-8765; Filed, Sept. 13, 1961;
8:51 a.m.]

[Docket No. 14180; FCC 61M-1458]

REGIONAL RADIO SERVICE

Order Continuing Hearing

In re application of John Coleman, William R. Brown, and Donald R. Williams d/b as Regional Radio Service, Rantoul, Illinois, Docket No. 14180, File No. BP-13670; for construction permit.

The Hearing Examiner having under consideration a change of date for commencement of hearing;

It appearing that the prehearing conference was held on September 7, at which time a schedule for this proceeding was agreed upon, and that a change is necessary in the date now set for commencement of hearing;

It is ordered, This 7th day of September 1961, that the date for commence-

ment of hearing is continued from September 18 to October 24, 1961.

Released: September 8, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] **BEN F. WAPLE,**
Acting Secretary.

[F.R. Doc. 61-8766; Filed, Sept. 13, 1961;
8:51 a.m.]

FEDERAL MARITIME COMMISSION

**PORT OF SEATTLE, WASH., AND
CARGILL, INC.**

**Notice of Agreement Filed for
Approval**

Notice is hereby given that the following-described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733, 46 U.S.C. 814):

Agreement Numbered 8705, between the Port of Seattle, Washington, and Cargill, Incorporated, provides for a twenty-year lease of certain terminal property and grain elevator facilities, as well as the nonexclusive right to use certain other terminal property located at Seattle, Washington, subject to the terms and conditions set forth in the agreement.

Interested parties may inspect this agreement and obtain copies thereof at the Office of Regulations, Federal Maritime Commission, Washington, D.C., and may submit within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: September 11, 1961.

By order of the Federal Maritime Commission.

GEO. A. VIEHMANN,
Acting Secretary.

[F.R. Doc. 61-8754; Filed, Sept. 13, 1961;
8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-14986 etc.]

TIDEWATER OIL CO. ET AL.

Notice of Severance

SEPTEMBER 7, 1961.

Tidewater Oil Company, et al., Docket No. G-14986; O. A. Phillips, Docket No. CI61-113; Humble Oil & Refining Company, Docket No. CI61-158; Sun Oil Company, Docket No. CI61-657; Sun Oil Company, Docket No. CI61-754; Sun Oil Company, Docket No. CI61-755; McWood Corporation, Docket No. CI61-839; Monsanto Chemical Company, Docket No. CI61-876; Pan American Petroleum Corporation, Docket No. CI61-883; Clark Fuel Producing Company, Operator, Docket No. CI61-1279.

Notice is hereby given that the above-entitled matters heretofore scheduled for

a hearing to be held in Washington, D.C., on September 7, 1961, and recessed to September 8, 1961, at 9:30 a.m., e.d.s.t., in the consolidated proceedings entitled Tidewater Oil Company et al., in Docket Nos. G-14986, et al., are severed therefrom, for such disposition as may be appropriate.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-8732; Filed, Sept. 13, 1961;
8:46 a.m.]

[Docket No. CP61-331]

UNITED GAS PIPE LINE CO.

Notice of Application and Date of Hearing

SEPTEMBER 8, 1961.

Take notice that on June 19, 1961, United Gas Pipe Line Company (Applicant), 1525 Fairfield Avenue, Shreveport, Louisiana, filed an application in Docket No. CP61-331, as supplemented on August 1, 1961, pursuant to section 7(c) of the Natural Gas Act, for a certificate of public convenience and necessity seeking authorization to construct and operate 10.2 miles of 30-inch pipeline looping its present 24-inch line in Terrebonne and Assumption Parishes, Louisiana, all as more fully set forth in the application on file with the Commission and open to public inspection.

The application shows that the proposed line will commence at the intersection of the 20-inch Turtle Bayou Field lateral line with the present 24-inch line from the Lirette area, Terrebonne Parish, and extend to the junction of the latter line with the 26-inch tie-over in Assumption Parish.

Applicant states that the purpose of the proposed facilities is to permit Applicant to make available to Applicant's existing customers the major increase in reserves and deliverabilities which have been developed in the fields presently connected to Applicant's Turtle Bayou Lateral and its extensions. The application indicates that the reserves from eight fields in the Turtle Bayou area have increased in three years from approximately 692,777,000 Mcf to an estimated 1,954,828,000 Mcf and deliverability from approximately 100,000 Mcf per day to an estimated 352,000 Mcf per day.

Applicant estimates the cost of the proposed facilities to be \$1,959,917, which cost will be financed from cash on hand.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on October 16, 1961, at 9:30 a.m. (e.d.s.t.), in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by

such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before October 3, 1961. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-8733; Filed, Sept. 13, 1961;
8:47 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3842]

BLACK BEAR INDUSTRIES, INC.

Order Summarily Suspending Trading

SEPTEMBER 8, 1961.

In the matter of trading on the San Francisco Mining Exchange in the common stock, par value 15 cents a share of Black Bear Industries, Inc. (formerly Black Bear Consolidated Mining Co.) File No. 1-3842.

The common stock, par value 15 cents a share, of Black Bear Industries, Inc. (formerly Black Bear Consolidated Mining Co.), being listed and registered on the San Francisco Mining Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19(a) (4) of the Securities Exchange Act of 1934, that trading in said security on the San Francisco Mining Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, Sep-

tember 11, 1961, to September 20, 1961, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F.R. Doc. 61-8743; Filed, Sept. 13, 1961;
8:48 a.m.]

[File No. 24W-2491]

INTERCONTINENTAL MOTELS, LTD.

Order Vacating Order of Suspension

SEPTEMBER 8, 1961.

Intercontinental Motels, Ltd. (issuer), a Delaware corporation, located at Towne House Motor Lodge, Post Office Box 1061, Martinsville, Virginia, filed with the Commission on March 28, 1961, a notification on Form 1-A and an offering circular in connection with a proposed offering of 150,000 shares of \$0.10 par value common stock at \$2 per share, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of Regulation A, promulgated under section 3(b) of the Act.

The Commission on July 5, 1961, pursuant to Rule 261(a) of the general rules and regulations under the Securities Act of 1933, as amended, ordered that the conditional exemption under Regulation A sought for the offering be temporarily suspended on the grounds that:

A. The offering circular of the issuer contains untrue statements of material facts and omits to state material facts necessary to make the statements made, in the light of the circumstances under which they were made, not misleading, particularly with respect to:

1. The failure to state reasons and conditions, including problems surrounding the existence of a builder's lien and the recasting of the mortgage, which may prevent the issuer's plan of reorganization for Fleetwood Motel Corporation from being accepted by the stockholders and the creditors of the debtor, Fleetwood Motel Corporation, the trustee or the bankruptcy court.

2. The failure to state fully the procedure which the issuer would have to follow in order to obtain binding acceptance of its reorganization plan.

3. The failure to disclose the existence of foreseeable events and reasons which would result in rejection of the issuer's plan of reorganization or the acceptance of another plan.

4. The failure to disclose that the trustee had filed a report which indicated that he had found that he could not recommend any of the proposals before him.

5. The statement that the issuer's plan of reorganization was "presently before the court for consideration by the shareholders and creditors of the bankrupt".

B. The offering and sale of the issuer's securities would violate section 17(a) of the Securities Act of 1933.

Subsequent to the Commission's action temporarily suspending the exemption, the issuer submitted an amended offering circular and made other

arrangements and undertakings which appear to comply with the terms and conditions of Regulation A. In the amended offering circular, the issuer is making an offer of rescission for a period of 21 days to all original purchasers of the stock issued in the offering commenced May 26, 1961, and to all other persons shown on the company's stock transfer records as being holders of such stock.

It appearing to the Commission that a hearing is not necessary or appropriate in the public interest or the protection of investors,

It is ordered, Pursuant to Rule 261(b) of the general rules and regulations under the Securities Act of 1933, as amended, that said temporary order of suspension be, and hereby is, vacated.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F.R. Doc. 61-8744; Filed, Sept. 13, 1961;
8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 1 (Revision 1)]

ASSISTANT ADMINISTRATOR (MANAGEMENT)

Delegation Relating to Management and Size Standards

I. Pursuant to the authority vested in the Administrator by the Small Business Act (Pub. L. 85-536), as amended (Pub. L. 85-699); the Small Business Investment Act of 1958 (Pub. L. 85-699), as amended (Pub. L. 86-502); Reorganization Plan No. 2 of 1954, dated April 29, 1954 (83d Cong., 2d Sess.); Reorganization Plan No. 1 of 1957, dated April 29, 1957 (85th Cong., 1st Sess.); there is hereby redelegated to the Assistant Administrator (Management) the authority:

A. MANAGEMENT

1. To give final approval to all personnel actions for the Small Business Administration and to administer oaths of office.

2. To establish and classify all positions subject to the Classification Act of 1949, as amended, in grades GS-1 to GS-15, and to establish salary rates for employees excluded from the Act.

3. To give final approval on non-policy changes in all SBA Manuals.

4. To contract for supplies, materials, and equipment, printing, transportation, communications, space, and special services.

5. To effect the disposition of official records of SBA.

6. To authorize or approve (a) his personal travel, (b) the travel of employees under the supervision of the Assistant Administrator (Management).

7. To approve advanced sick leave and leave without pay, in excess of 30 days, for employees of SBA.

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8. To approve annual and sick leave, leave without pay, and overtime work for employees under his supervision.

9. To give final approval to all SBA forms.

10. To give security clearance to applicants and employees of SBA where the security investigation discloses (a) no derogatory information; (b) derogatory information which would not warrant processing the case under provisions of section 1000.067 of SBA-300, Personnel Manual; and (c) derogatory information, but the Assistant Administrator (Management) and the Security Officer are in agreement that the derogatory information is insufficient to warrant suspension or termination in the case of an employee, or denial of clearance in the case of an applicant.

11. To enter into contracts for supplies and services pursuant to Delegation of Authority No. 363, dated March 10, 1959 (24 F.R. 1921, 2096), from the Administrator of the General Services Administration to the Small Business Administration.

12. To authorize (a) all expenditures for registration fees for all Washington employees except the Deputy Administrators, Assistant Administrators, and Special Assistants to the Administrator, and (b) registration fees in excess of \$25.00 for each registration for all field office employees.

13. To approve out-service training for SBA employees and authorize expenditures incidental to such training.

14. To approve (a) all in-service training for Washington employees, and (b) in-service training in excess of \$50.00 for field office employees.

15. To give final approval on actions resulting from any claims subject to the provisions of Title 28, U.S.C. 2672.

B. SIZE STANDARDS

1. To take any and all actions necessary to develop and establish appropriate small business size standards and criteria.

2. To determine which concerns are small businesses within the meaning of the Small Business Size Standards Regulation.

3. To issue, deny, revoke, and amend Small Business Certificates in accordance with the Agency's Small Business Size Standards Regulation.

II. The authority delegated in subsection I.A.15 may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Assistant Administrator (Management).

IV. All authority previously delegated by the Administrator to the Deputy Administrator for Administration is hereby rescinded without prejudice to actions taken under all such delegations of authority prior to the date thereof.

Effective date: August 29, 1961.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 61-8746; Filed, Sept. 13, 1961;
8:48 a.m.]

[Delegation of Authority 30-XIV-1,
Revision 1; Amdt. 2]

CHIEF, FINANCIAL ASSISTANCE DIVISION

Delegation Relating to Financial Assistance Functions

Delegation of Authority No. 30-XIV-1, Revision 1, is hereby amended by changing paragraph II to read:

II. The authority delegated herein may be redelegated.

Effective date: August 29, 1961.

DONALD McLARNAN,
Regional Director, Los Angeles.

[F.R. Doc. 61-8747; Filed, Sept. 13, 1961;
8:49 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

SEPTEMBER 11, 1961.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 37337: *Tea from North Atlantic ports to Streator, Ill.* Filed by Traffic Executive Association-Eastern Railroads, Agent (E.R. No. 2586), for interested rail carriers. Rates on tea or tea dust, in carloads, from North Atlantic ports and points grouped therewith, to Streator, Ill.

Grounds for relief: Port competition with Gulf and South Atlantic ports, and maintain port relationship.

Tariffs: Supplements 71 and 15 to Traffic Executive Association-Eastern Railroads tariffs I.C.C. C-15 and N-11, respectively, and supplement 95 to Agent R. B. LeGrande's tariff I.C.C. 261.

FSA No. 37338: *Citrus pomace to points in trunkline and New England territories.* Filed by O. W. South, Jr., Agent (No. A4125), for interested rail carriers. Rates on citrus pomace, as described in the application, in carloads, from specified points in Florida, to specified points in trunkline and New England territories.

Grounds for relief: Short-line distance formula and grouping.

Tariff: Supplement 80 to Southern Freight Association tariff I.C.C. S-83.

FSA No. 37339: *Plate or sheet from Fairfield, Ala., to Belton and Temple, Tex.* Filed by Southwestern Freight Bureau, Agent (No. B-8077), for interested rail carriers. Rates on iron or steel plate or sheets, in carloads, from Fairfield, Ala., to Belton and Temple, Tex.

Grounds for relief: Market competition.

Tariff: Supplement 208 to Southwestern Freight Bureau tariff I.C.C. 4308.

FSA No. 37340: Soda ash from Saltville, Va., to Coronet, Fla. Filed by O. W. South, Jr., Agent (No. A4126), for interested rail carriers. Rates on soda ash, in bulk in covered hopper cars, in carloads, from Saltville, Va., to Coronet, Fla.

Grounds for relief: Market competition.

Tariff: Supplement 3 to Southern Freight Association tariff I.C.C. S-207.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 61-8762; Filed, Sept. 13, 1961;
8:51 a.m.]

CUMULATIVE CODIFICATION GUIDE—SEPTEMBER

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Now Available**CFR SUPPLEMENTS**

(As of January 1, 1961)

The following book is now available:

Titles 1-4 (Revised) \$4.00**Previously announced:**

1960 Supplement to Title 3 (\$0.50); Title 5 (Revised) (\$4.00); Title 6 (\$2.25); Title 7, Parts 1-50 (\$0.55); Parts 51-52 (\$0.60); Parts 53-209 (\$0.55); Parts 210-399 (\$0.35); Parts 400-899 (\$1.25); Parts 900-959 (\$1.75); Parts 960 to end (\$2.75); Title 8 (\$0.40); Title 9 (\$0.40); Titles 10-13 (\$0.75); Title 14, Parts 1-199 (Revised) \$3.75; Parts 200-399 (Revised) (\$1.50); Parts 400-599 (Revised) (\$1.00); Parts 600 to end (Revised) (\$2.25); Title 15 (\$1.25); Title 16 (\$0.35); Title 17 (\$1.00); Title 18 (Revised) (\$6.75); Title 19 (Revised) (\$5.50); Title 20 (Revised) (\$5.50); Title 21 (\$1.75); Titles 22-23 (\$0.50); Title 24 (\$0.55); Title 25 (\$0.50); Title 26, Part 1 (§§ 1.0-1-1.400) (Revised) (\$5.50); Part 1 (§§ 1.401-1.860) (Revised) (\$5.50); Part 1 (§ 1.861 to end) to Part 19 (Revised) (\$5.00); Parts 20-29 (Revised) (\$4.25); Parts 30-39 (Revised) (\$3.50); Parts 40-169 (Revised) (\$4.50); Parts 170-299 (Revised) \$6.25; Parts 300-499 (Revised) (\$4.00); Parts 500-599 (Revised) (\$4.25); Parts 600 to end (Revised) (\$3.00); Title 27 (Revised) (\$3.00); Titles 28-29 (\$1.75); Titles 30-31 (\$0.60); Title 32, Parts 1-39 (Revised) (\$5.50); Parts 40-399 (Revised) (\$4.00); Parts 400-699 (\$2.00); Parts 700-799 (\$1.00); Parts 800-999 (\$0.40); Parts 1000-1099 (\$1.00); Parts 1100 to end (\$0.60); Title 32A (\$0.60); Title 33 (\$1.75); Title 35 (\$0.30); Title 36 (\$0.30); Title 37 (\$0.30); Title 38 (\$1.25); Title 39 (\$1.50); Titles 40-41 (Revised) (\$1.50); Title 42 (\$0.35); Title 43 (\$1.00); Title 44 (\$0.30); Title 45 (\$0.40); Title 46, Parts 1-145 (\$1.25); Parts 146-149 (1961 Supp. 1) (\$1.00); Parts 150 to end (\$1.00); Title 47, Parts 1-29 (\$1.25); Parts 30 to end (\$0.40); Title 49, Parts 1-70 (\$1.00); Parts 71-90 (\$1.00); Parts 91-164 (\$0.50); Parts 165 to end (Revised) (\$5.00); Title 50 (Revised) (\$3.75)

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